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A C T S AND S T A T U T E S

Made in a

P A R L I A M E N T

Begun at *Dublin*, the Twelfth Day of *November*,
Anno Dom. 1715. In the Second Year of the Reign
of Our Most Gracious Sovereign

Lord King *G E O R G E*,
Before His Grace *CHARLES* Duke of
GRAFTON, and His Excellency *HENRY*
Earl of *GALLWAY*, Lords Justices General and
General Governors of *IRELAND*.

And continued under His Grace *Charles* Duke of *Bolton*, Lord Lieu-
tenant General and General Governor of *Ireland*, by several Prorogations to
the Twenty Seventh of *August*, 1717.

And continued under His Grace *Charles* Duke of *Bolton*, Lord Lieu-
tenant General and General Governor of *Ireland*, by several Prorogations to
the First Day of *July*, 1719.

And further continued under His Grace *Charles* Duke of *Grafton*
Lord Lieutenant General and General Governor of *Ireland*, by several Proro-
gations until the Twelfth Day of *September*, 1721.

And further continued under His Grace *Charles* Duke of *Grafton*, Lord Lieute-
nant General and General Governor of *Ireland*, by several Prorogations until the
Twenty Ninth Day of *August*, 1723. Being the Fifth Session of this present Parliament.



DUBLIN: Printed by *Andrew Crooke*, Printer to the Kings Most Excellent
Majesty, at the *King's Arms* in *Copper-Alley*, 1723.

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CHAP. I.

W **E** Your Majesties most Dutiful and Loyal Subjects the Commons of Ireland in Parliament Assembled, being highly Sensible of Your Majesties Tender Regard for the Security and Welfare of this Kingdom, in Grateful Acknowledgement thereof, and for the better Support of Your Majesties Government, and Securing the Re-payment of that Debt which was Contracted to Enable Your Majesty to put this Kingdom in a Posture of Defence, when an Unnatural and Horrid Rebellion broke out in Great Britain against Your Majesty, Have in the most Cheerful manner Unanimously Granted to Your Majesty the several Duties herein after mentioned, and for that End, do Humbly Beseech Your Majesty that it may be Enacted,

And be it Enacted by the Kings most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament Assembled, and by the Authority of the same, That the several and respective Additional Rates, Duties and Impositions upon Beer, Ale, Strong Waters, Tobacco, and other Goods and Merchandizes

Merchandizes, which in and by an Act of Parliament Made and Passed in the Second Year of His Majesties Reign, Intituled, An Act for Granting to His Majesty an Additional Duty on Beer, Ale, Strong Waters, Tobacco, and other Goods and Merchandizes: Were Granted unto His Majesty or Chargable in manner therein mentioned, from the Twenty First Day of November One thousand seven hundred and fifteen, during the space of Six Ballender Months, and which by One other Act Made and Passed in the Second Year of His Majesties Reign, were Continued until the Twenty First Day of November in the Year of our Lord One thousand seven hundred and seventeen inclusive, and which by One Act Made and Passed in the Fourth Year of His Majesties Reign, were continued until the Twenty First Day of November in the Year of our Lord One thousand seven hundred and nineteen inclusive, and which by another Act Passed in the Sixth Year of His Majesties Reign, were continued until the Twenty Fifth Day of December One thousand seven hundred and twenty one inclusive, and by One other Act Made and Passed the last Session of Parliament in the Eighth Year of His Majesties Reign, Intituled, An Act for Granting and Continuing to His Majesty the Additional Duties on Beer, Ale, Strong Waters, Tobacco, and other Goods and Merchandizes: And also, upon all sorts of Wine, Strong Waters and Spirits perfectly Made, and upon all Spirits Made and Distilled of Wine: And also, for Granting and Continuing the further Additional Duties on Beer, Ale, Aquavita and Strong Waters Brewed and Made in this Kingdom; And upon Brandy or Spirits above Proof, and on Tea, Coffee, Chocolate and Cocoa Nuts: And also, a Tax on all Sallaries, Profits of Employments, Fees and Pensions therein mentioned; And for Securing the Re-payment of Fifty Thousand Pounds Sterling, formerly Advanced to His Majesty for the Use of the Publick; Together with the Interest thereof, Were Granted and Continued until the Twenty Fifth Day of December One thousand seven hundred and twenty three inclusive, be further Granted, Continued, Raised, Collected, Levied and Paid unto His Majesty, His Heirs and Successors, from the said Twenty Fifth Day of December One thousand seven hundred and twenty three, until the Twenty Fifth Day of December One thousand seven hundred and twenty five inclusive.

And be it further Enacted by the Authority aforesaid, That the severall and respective Additional Rates, Duties and Impositions for and upon all Sorts of Wines and Strong Waters, and Spirits perfectly Made, and upon all Spirits Made and Distilled of Wine Imported into this Kingdom, which in and by One Act of Parliament Made and Passed in the Second Year of His Majesties Reign, Intituled, An Act for Granting to His Majesty an Additional Duty on all Wines and Strong Waters, and Spirits perfectly made, and upon all Spirits Made and Distilled of Wine; And also, a Tax on Sallaries, Profits of Employments, Fees and Pensions therein mentioned; Were Granted unto His Majesty or Chargable in manner therein mentioned, until the Twenty First Day of November One thousand seven hundred and seventeen inclusive, and which by an Act Made and Passed in the Fourth Year of His Majesties Reign, Intituled, An Act for continuing to His Majesty an Additional Duty on all Wines and Strong Waters, and Spirits perfectly made, and upon all Spirits Made and Distilled of Wine: And also, a Tax on all Sallaries, Profits of Employments, Fees and Pensions therein mentioned; And for Granting a further Additional Duty on Ale, Beer and

and Strong Waters, and Spirits perfectly Made, and upon all Spirits Made and Distilled of Wine; And for Securing the Re-payment of Fifty Thousand Pounds *Sterling*, formerly Advanced unto His Majesty for the Use of the Publick; Together with the Interest thereof. Were further Continued until the Twenty First Day of November in the Year of our Lord One thousand seven hundred and nineteen inclusive; And likewise, the further and other Additional Duties and Impositions on Beer, Ale, Aquabitter and Strong Waters Brewed, Made and Distilled in this Kingdom; And upon Brandy or Spirits above Proof Imported into this Kingdom, which in and by the said last mentioned Act were Granted unto His Majesty until the Twenty First Day of November One thousand seven hundred and nineteen inclusive; Which several and respective Additional Duties and Impositions upon all Sorts of Wines and Strong Waters and Spirits perfectly made, and upon all Spirits Made and Distilled of Wine Imported into this Kingdom; And upon Beer, Ale, Aquabitter and Strong Waters, Brewed, Made and Distilled in this Kingdom; And upon Brandy or Spirits above Proof Imported into this Kingdom, by an Act Made and Passed in the Sixth Year of His Majesties Reign, were further Granted and Continued until the Twenty Fifth Day of December One thousand seven hundred and twenty one inclusive, and which in and by the before mentioned Act passed the last Session of this present Parliament in the Eighth Year of His Majesties Reign, were further Granted and Continued until the Twenty Fifth Day of December One thousand seven hundred and twenty three inclusive, be further Granted, Continued, Raised, Collected, Levied and Paid unto His Majesty, His Heirs and Successors, from the said Twenty Fifth Day of December One thousand seven hundred and twenty three, until the Twenty Fifth Day of December which will be in the Year of our Lord One thousand seven hundred and twenty five inclusive.

And be it further Enacted by the Authority aforesaid, That for the better Levying and Collecting the several Rates and Duties hereby Granted and Continued to His Majesty, all and every the Rules, Directions, Powers and Authorities relating to Brewers Mixing their Beer and Ale, and Distillers Distilling of Strong Waters, and all Penalties and Forfeitures arising thereby, and therefrom Given and Granted in and by the before mentioned Act passed in the Fourth Year of His Majesties Reign, Intituled, An Act for continuing to His Majesty an Additional Duty on all Wines, and Strong Waters and Spirits perfectly Made, and upon all Spirits Made and Distilled of Wine: And also, a Tax on all Salaries, Profits of Employments, Fees and Pensions therein mentioned; And for Granting a further Additional Duty on Ale, Beer and Strong Waters, and Spirits perfectly Made, and upon all Spirits Made and Distilled of Wine; And for Securing the Re-payment of Fifty Thousand Pounds *Sterling*, formerly Advanced unto His Majesty for the Use of the Publick; Together with the Interest thereof. Which were to continue from the Twenty First Day of November One thousand seven hundred and seventeen, until the Twenty First Day of November One thousand seven hundred and nineteen inclusive; And which were further Granted and Continued from the said Twenty First Day of November One thousand seven hundred and nineteen, until the Twenty Fifth Day of December One thousand seven hundred and twenty one inclusive, by the before mentioned Act passed in this Kingdom in the Sixth Year of His Majesties Reign, and which were further Granted and Continued

nued from the said Twenty Fifth Day of December One thousand seven hundred and twenty one, until the Twenty Fifth Day of December One thousand seven hundred and twenty three inclusive, by the before mentioned Act passed in the last Session of this present Parliament, shall be and continue in full Force to all Intents and Purposes from the said Twenty Fifth Day of December One thousand seven hundred and twenty three, until the Twenty Fifth Day of December which will be in the Year of our Lord One thousand seven hundred and twenty five inclusive.

And be it further Enacted by the Authority aforesaid, That the several Additional Rates and Duties upon all Coffee, Tea, Chocolate and Cocoa Nuts Granted by the before mentioned Act passed in this Kingdom in the Sixth Year of His Majesties Reign, Intituled, An Act for continuing to His Majesty the Additional Duties on Beer, Ale, Strong Waters, Tobacco, and other Goods and Merchandizes: And also, on all sorts of Wines, Strong Waters and Spirits perfectly made, and upon all Spirits Made and Distilled of Wine: And also, a Tax on all Sallaries, Profits of Employments, Fees and Pensions therein mentioned, And for continuing the further Additional Duty on Ale, Beer, and Strong Waters and Spirits perfectly made, and upon Spirits Made and Distilled of Wine, And for Granting an Additional Duty on Molasses, Treacle, Tea, Coffee, Chocolate and Cocoa Nuts, And for Securing the Re-payment of Fifty Thousand Pounds Sterling, formerly Advanced unto His Majesty for the Use of the Publick; Together with the Interest thereof: From the first Day of September One thousand seven hundred and nineteen, until the Twenty Fifth Day of December One thousand seven hundred and twenty one inclusive, and which were further Granted by the before mentioned Act passed the last Session of this present Parliament, from the Twenty Fifth Day of December One thousand seven hundred and twenty one, until the Twenty Fifth Day of December One thousand seven hundred and twenty three inclusive, be further Granted and Continued, Levied, Raised and Paid to His Majesty, His Heirs and Successors, from the said Twenty Fifth Day of December One thousand seven hundred and twenty three, until the Twenty Fifth Day of December One thousand seven hundred and twenty five inclusive.

And be it further Enacted by the Authority aforesaid, That the said Additional Rates and Duties on Coffee, Tea, Chocolate and Cocoa Nuts, and all Money arising thereby, shall be Paid to the Truslers appointed for the Management of the Wempen and Flaxen Manufactures of this Kingdom, to be by them Applied to Encourage and Support the said Manufactures, and the Trade thereof in this Kingdom.

And be it further Enacted by the Authority aforesaid, That all and every the several and respective Additional Duties hereby Granted and Continued, shall be Raised, Answered, Collected and Paid unto His Majesty, His Heirs and Successors, during the Term aforesaid, at the same Time, in like Manner, and by such Ways, Means and Methods, and by such Rules and Directions, and under such Penalties and Forfeitures, and with such Powers as are Appointed, Directed and Expressed in and by an Act made in this Kingdom in the Fourteenth Year of the Reign of King Charles the Second, Intituled, An Act for the Settling of the Excise of new Impost upon His Majesty, His Heirs and Successors, according to the

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Book of Rates therein Incerted: Or by any other Law now in Force relating to the Revenue or Excise in this Kingdom, as fully and effectually to all Intents and Purposes as if the same were particularly Mentioned, Expressed and Enacted again in the Body of this present Act, with like Remedy of Appeal to and for the Party grieved, as in and by the said Act of Excise is provided.

And be it further Enacted by the Authority aforesaid, That all and every Person and Persons having upon the Twenty Fifth Day of December One thousand seven hundred and twenty three, or who shall have at any time from and after the said Twenty Fifth Day of December One thousand seven hundred and twenty three, until the Twenty Fifth Day of December One thousand seven hundred and twenty five inclusive, any Office, Salaries, Profits of Employments, Fees and Pensions upon the Civil or Military Establishments in this Kingdom, shall Pay unto His Majesty, His Heirs and Successors, the full Sum of Four Shillings out of every Twenty Shillings a Year which he, she or they do or shall Receive or be Intitled unto, by reason of such Office, Salaries, Profits of Employments, Fees and Pensions, unless such Person or Persons do and shall Live and actually Reside within this Kingdom for and during the Space of Six Calendar Months at least in each of the said Years, which said Tax or Duty of Four Shillings Sterling, out of every Twenty Shillings a Year as aforesaid, shall be Stopped and Deducted Yearly during the Time and Term aforesaid, by the Vice-Treasurer, Pay-Master and Receiver-General of His Majesties Revenues, and be Accounted for to His Majesty, His Heirs and Successors.

Provided always, and it is hereby Declared, That this Act shall not Extend to Charge the said Tax or Duty of Four Shillings Sterling a Year on every Twenty Shillings as aforesaid upon the Salary, Pension, Fees or Profits of Employment Payable to the Lord Lieutenant, or other Chief Governour or Governours of this Kingdom for the Time being, or the Salaries, Fees, Pensions, Pay or Profit of Employment Payable to any Person or Persons who shall by his or their Offices and Employments be obliged to an immediate Attendance upon the Persons of His Sacred Majesty, or Their Royal Highnesses the Prince and Princess of Wales, or Their Issue, during the continuance in such their respective Offices and Employments, or to the Pay of the Officers of the Army, or Half-Pay Officers upon the Establishment of this Kingdom.

And be it further Enacted by the Authority aforesaid, That the Six Pence per Pound, and all other Fees which shall or may be Payable to the Vice-Treasurer, Receiver or Pay-Master-General of this Kingdom, for or on Account of, or out of the Aids Granted unto His Majesty this present Session of Parliament, shall be Received by the said Vice-Treasurer, Receiver or Pay-Master-General for the Use of His Majesty, His Heirs or Successors, and shall be duly Accounted for by him or them to His Majesty, His Heirs and Successors, as a further and Additional Aid hereby Given and Granted.

And be it further Enacted by the Authority aforesaid, That the Additional Pay of One Penny per Diem to each effective Private Soldier of the Foot,

Foot, Directed by His Majesties Letter of the Seventeenth Day of April One thousand seven hundred and twenty two, Pursuant to an Address of the House of Commons; And also, the additional Pay of Four Pence per Diem advanced to each private Trooper of the Horse; And of Two Pence per Diem to each private Dragoon, to be Paid at all Times hereafter to each effective private Soldier of the Foot, and to each effective Trooper and private Dragoon respectively, without any Deduction on Account of Poudage to the Vice-Treasurer, Wells, Hospital-Money, or any other Deduction whatsoever out of their Arrears, Subsistence or Cloathing Money.

And whereas His Majesties Faithful Commons in the First Session of this present Parliament, the better to Enable His Majesty to provide for the Defence and Safety of this His Majesties Kingdom, did Resolve, That whatever Sums of Money should be Advanced and Paid into His Majesties Treasury by any Person or Persons at the Instance of Their Excellencies the then Lords Justices, or other Chief Governour or Governours of this Kingdom for the Time being, for the Defence thereof, should be made Good with Legal Interest for the same out of such Aids as should be Granted to His Majesty the then next Session of Parliament.

And whereas for the better Securing of such Sum or Sums as should be so Advanced, It is Provided by an Act passed the First Session of this Parliament, Intituled, An Act for continuing to His Majesty the Additional Duty on Beer, Ale, Strong Waters, Tobacco, and other Goods and Merchandizes: That such Sum or Sums of Money as should be so Advanced and Paid into His Majesties Treasury, should be Re-paid unto such Person or Persons as should Lend or Advance the same, his or their Executors, Administrators or Assigns, with Legal Interest out of the next Aids to be Granted by Parliament without any Deduction.

And whereas the Sum of Fifty Thousand Pounds hath been Advanced and Paid into His Majesties Treasury in pursuance of the said Resolution and Act of Parliament, which Debt still remains Due and Unsatisfied.

Be it further Enacted by the Authority aforesaid, That such Person or Persons who have Advanced or Paid into His Majesties Treasury any Sum or Sums of Money being part of the said principal Sum of Fifty Thousand Pounds, their Executors, Administrators or Assigns, shall continue to Have and Receive, and be Well and Truly Paid at the Receipt of His Majesties Exchequer, by the Hands of the Vice-Treasurer or Pay-Master-General, his or their Deputy or Deputies, every Six Months the Interest of the respective Sum or Sums of Money so by them Advanced at the Rate of Eight Pounds per Cent per Annum, until the Twenty Fifth of March One thousand seven hundred and twenty four, and from and after the said Twenty Fifth of March at the Rate of Seven Pounds per Cent per Annum, without Fee or Charge during the time the said principal Sum of Fifty Thousand Pounds, or any part thereof shall continue Unpaid and Free from all manner of Deductions, Detractions and Abatements whatsoever out of such His Majesties Treasury or Revenue as shall come to his or their Hands, until they are respectively Paid and Satisfied the respective principal Sums so by them Paid and Advanced as aforesaid; And it is enacted that the said principal Sum of Fifty Thousand Pounds shall be Due

and Unpaid on the Twenty Fifth Day of December which will be in the Year of our Lord One thousand seven hundred and twenty five, the same shall be Well and Truly Satisfied and Paid unto the several and respective Persons, their Executors, Administrators or Assigns respectively, to whom the same shall be then Due, together with such Legal Interest for the same, at the Rate of Seven Pounds per Cent as aforesaid, as shall be then in Arrear, without any Deduction, Defalcation or Abatement for or on Account of Pells, Poundage, or other Fees, Charges or Deductions whatsoever.

Provided nevertheless, if any Subscriber or Subscribers to the said Sum of Fifty Thousand Pounds, or his or their Executors, Administrators or Assigns, shall refuse to Take or Accept for the Money by him or them Advanced Seven Pounds per Cent Interest from the Twenty Fifth Day of March which will be in the Year of our Lord One thousand seven hundred and twenty four, that then upon such Subscriber or Subscribers, his or their Executors, Administrators or Assigns, Transferring his or their Subscription or Subscriptions, and the whole Benefit thereof to the Vice-Treasurer or his Deputy, such Subscriber or Subscribers, his or their Executors, Administrators or Assigns, shall Have and Receive the Money Due to them upon such Subscription from the said Vice-Treasurer or his Deputy, which Subscription so Transferred to the said Vice-Treasurer or his Deputy, may be again Assigned by him to any Person or Persons who will Advance the Sum Due upon such Subscription or Subscriptions at Seven Pounds per Cent Interest, any Thing herein contained to the contrary notwithstanding.

And be it further Enacted by the Authority aforesaid, That the several Sums hereafter mentioned and appointed be Paid out of the aforesaid Additional Duties and Aids Granted and Continued to His Majesty by this present Act to the Persons hereafter mentioned, (that is to say) a Sum of One Thousand Pounds Sterling to Thomas Burgh Esquire, as an Encouragement for Inventing and Publishing a New Method of Ascertainning the Contents of any Survey which will prevent the Errors the present Methods are liable to; And also, That the Sum of Two Thousand Pounds Sterling be Advanced and Paid to the Subscribers for making the River Liffy Navigable towards Carrying on and Compleating the Works on the said River, and making the same Navigable, Security being first given by Mortgaging the Interest of the said Subscribers, to the Receiver-General or his Deputy for the Time being, for Securing the Re-payment of the said Sum of Two Thousand Pounds out of the Profits of the Clear Profits of the said Navigation; And also, the Sum of Fifteen Hundred Pounds Sterling to the Trustees of the Linnen Manufacture, towards Building a Linnen-Hall; And likewise, That the further Sum of Two Thousand Pounds per Annum during the Space of Two Years be Paid to the Trustees of the Linnen Manufacture to Encourage the Raising sufficient Quantities of Hemp and Flax in this Kingdom; And also, That a Sum not exceeding One Thousand Pounds Sterling be given to be Applied to the Building a Chappel in a convenient Place for the Use of the Officers and Soldiers Quartered in the Barracks of Dublin, to be Paid to such Person or Persons as His Majesty or the Chief Governour or Governours of this Kingdom for the Time being shall appoint to Receive the same; And also,

also, the Sum of Three Hundred Pounds Sterling to Mathew Penefather Esquire, Accountant-General, as a Reward for his Expence and Trouble in Preparing and Stating the Publick Accounts of the Nation laid before the House of Commons this Session of Parliament; Also, The Sum of Three Hundred Pounds Sterling to Bruen Worthington, and Two Hundred Pounds Sterling to Isaac Ambrose Clerks of the House of Commons, as Rewards for their respective Attendance and Services this Session of Parliament; And the further Sum of Two Hundred Pounds Sterling to the said Bruen Worthington and Isaac Ambrose, as a Recompence for their Extraordinary Expence in preparing Copies of the Publick Accounts for the Members of the House of Commons; And also, The Sum of Two Hundred Pounds Sterling to John Kerr Clerk Assistant, Three Hundred Pounds Sterling to Richard Povey Sergeant at Arms, for his Attendance on the House of Commons, Two Hundred and Fifty Pounds Sterling to William Bayley and Henry Buckley the Clerks Attending the Committee of Accounts, and other Committees to be Equally Divided between them, Eighty Pounds Sterling to John Fieldhouse and John Molloy Door-keepers of the House of Commons, to be Equally Divided between them, which said several last mentioned Sums are given to the said several Persons as Rewards for their several Services, Attendances and Expences this Session of Parliament; All which said several Sums are to be Paid by the Vice-Treasurer or Receiver-General of this Kingdom, without any further or other Warrant to be Sued for, Had or Obtained in that behalf.

An ACT for Amending the several
Laws Now in Force for Encouraging the Hem-
pen and Flaxen Manufactures in this Kingdom,
and for the further Improvement thereof.

CHAP. II.

IF for Amending the Laws relating to the Hempen and Flaxen
Manufactures, and preventing Frauds and Abuses therein; Be it
Enacted by the King's most Excellent Majesty, by and with the Ad-
vice and Consent of the Lords Spiritual and Temporal and Commons
in this present Parliament Assembled, and by the Authority of the same,
That from after the Twenty Fifth Day of March which shall be in the
Year of our Lord One thousand seven hundred and twenty four, all Flax-
en or Hempen Cloths Made of High White Yarn within this Kingdom
shall be Lapped, Made up, Marked, Sealed and Stamped by the same
Persons in like Manner, and upon Payment of the like Fees, and under
the same Penalties as well in respect of the Lapper who shall Stamp
any such Flaxen or Hempen Cloths, as of the Person who shall Sell or
Expose the same to Sale to be Sued for, Recovered and Levied by the
same Ways or Means as in, and by an Act of Parliament Made in the
Sixth Year of the Reign of His present Majesty, Intituled, An Act for
the better Regulating the Buying and Selling of Yarn and Cloth, and further
Improving the Hempen and Flaxen Manufacture of this Kingdom. Re-
lating to Stamping and Sealing Bleached Linnen, are Directed and Ap-
pointed, and that if any Person or Persons shall Counterfeit the said
Seal or Stamp being thereof Lawfully Conbited, he and they shall In-
cur and be Subject to the same Pains, Penalties and Punishments, as in
and by the said Recited Act are Inflicted on any Person who shall Coun-
terfeit the Seal or Stamp thereby Directed to be Set or Fixed to Pieces
of Bleached Linnen Cloth.

And be it further Enacted by the Authority aforesaid, That from and
after the said Twenty Fifth Day of March which shall be in the Year
of our Lord One thousand seven hundred and twenty four, if any Bleached
Cloth or Cloths Made of High White Yarn shall be found in the Shop,
Ware-House or Possession of any Trader or Dealer, or Reputed Trader
or Dealer in Linnen Cloth Lapped but not Sealed, and Stamped accord-
ing to the said recited Statute, he or they in whose Custody the same
shall be found, shall Forfeit the Sum of Five Shillings for each Piece
of Cloth not Sealed or Stamped as aforesaid.

And be it further Enacted by the Authority aforesaid, That from and
after the said Twenty Fifth Day of March which shall be in the Year
of our Lord One thousand seven hundred and twenty four, no Unbleach-
ed Cloths called Green Cloths, shall be brought to any Market or Fair,

or shall be Sold or Exposed, to Sale otherwise than in the Folds and no ways Tied, and if any Person or Persons from and after the said Twenty fifth Day of March shall bring any such Unbleached Cloths to any Market or Fair, or shall there Sell or Expose the same to Sale, he or they shall for such his Offence forfeit the Sum of One Shilling for every Piece of such Cloth so by him or them Brought to such Market or Fair, or there Sold or Exposed to Sale as aforesaid.

And be it Enacted by the Authority aforesaid, That from and after the said Twenty fifth Day of March, no Felon Convicted according to the Course of the Laws and Statutes of this Kingdom of Stealing of Flaxen and Hempen Yarn or Cloth, or other Flaxen or Hempen Manufacture above the Value of five Shillings from or out of any Bleach-Yard, Buck-House or Work-House thereunto belonging, whether the Fact be Committed by Day or by Night, shall be allowed the benefit of Clergy or of the Act of Parliament Passed in the ninth Year of the Reign of Her late Majesty Queen Anne, Intituled, An Act for taking away the Benefit of Clergy in certain Cases: And for taking away the Book in all Cases: And for Repealing part of the Statute for Transporting Felons, Any Law, Usage or Custom to the contrary notwithstanding.

And be it further Enacted by the Authority aforesaid, That if any Bleacher or Bleachers of Hempen or Flaxen Cloth or Yarn for Hire or Reward from and after the said Twenty fifth Day of March, shall Neglect to Bleach such Cloth or Yarn within the Time and in the Manner Contracted for, or shall wilfully do any Damage to such Cloth or Yarn, or shall commit any Frauds or Abuses in Bleaching the same, such Bleacher or Bleachers shall for every such Offence forfeit and Pay to the Party Agrieved any Sum not less than Two Shillings and Six Pence, nor more than five Pounds, to be Recovered in manner hereafter Mentioned and Directed; And likewise, That it shall and may be Lawful to and for all and singular the Weavers of Linnen Cloth within this Kingdom, to Run One Course Thread at the End of his Piece of Cloth sufficient to Denote the Number of Hundreds contained in the said Cloth, and likewise near unto the same, One other Course Thread sufficient to Denote the Number of Beers contained in the said Cloth, without regard from thenceforth to be had what Colour the said Thread is of.

And be it further Enacted by the Authority aforesaid, that when any Justice of Peace or Chief Magistrate shall Condemn or Adjudge any Linnen Cloth brought before him to be forfeited for not being Made pursuant to the Laws and Statutes in force in this Kingdom, such Justice of the Peace or Chief Magistrate before he shall Deliver the same to the Informer, shall and may Order and Cause such Cloth to be Cut and Severed into Three Equal Parts.

And be it further Enacted by the Authority aforesaid, That all Linnen Weavers who shall have before the Twenty fifth Day of March in the Year of our Lord One thousand seven hundred and twenty four, actually followed the Trade and Mistry of Weaving Linnen Cloth, shall be Discharged of and from all Penalties and Forfeitures whatsoever by him or them incurred on or before the said five and Twentieth Day of March which shall be in the Year of our Lord One thousand seven hundred and twenty four, for and upon Account of his or their having Exercised the said Art or Mistry of Weaving Linnen Cloth, not having Served his or their Apprenticeship to the Trade of Weaving Flaxen Cloth for the space of

of five Years, and not having wrought at the Flaxen Trade as a Journey-man for the Space of Two Years, by Virtue of an Act of Parliament made in the Eighth Year of the Reign of Her late Majesty Queen Anne, Intituled, An Act to Amend the Defects of such Acts as have been Made relating to the Hempen and Flaxen Manufacture, and to Encourage the further Improvement thereof.

And be it Enacted by the Authority aforesaid, That if any Person or Persons not having served as an Apprentice or Apprentices for the Space of four Years at least in the Trade or Mystery of Linnen Weaving, shall from and after the said first and Twentieth Day of March which shall be in the Year of our Lord One thousand seven hundred and twenty four, set up for him or themselves, and keep a Loom and Work at the same as a Weaver or Weavers of Linnen Cloth, every such Person for such Offence shall forfeit the Sum of five Pounds.

And be it further Enacted by the Authority aforesaid, that no Looms, Spinning-Wheels, Reels and Hatchels which the Trustees for Encouraging the Hempen and Flaxen Manufactures in this Kingdom shall lend or cause to be lent to any Person or Persons for Carrying on the said Manufactures, or either of them, being Sealed and Banded with the Seal or Mark appointed or used by the said Trustees for that Purpose, shall be Subject to be Distrained for Rent, Search-Money, or on any other Account whatsoever, or to be Seized or Taken in Execution, or by Virtue of any Writhe Process issuing out of any Court by any Sheriff, Bailiff, or other Person or Persons whatsoever.

And whereas all Methods hitherto Used have proved Ineffectual to Oblige the People of this Kingdom to Reel and Divide their Yarn in a Regular and fair manner.

Be it Enacted by the Authority aforesaid, That from and after the first Day of November One thousand seven hundred and twenty four, during the Term and Time of Three Years from thence next following, and from thence to the End of the then next Session of Parliament, all Reeled Linnen Yarn which shall be found in the Custody or Possession of any Spinner, Maker or Reeler of Linnen Yarn, or of any Person in Trust for them or any of them, or for his or their Benefit, which shall not be Reeled and Wadded up according to the Directions of the Acts of Parliament in this Kingdom for that purpose made, shall be Subject and Liable to the like Seizure, Forfeiture and Condemnation, as if the same had been actually Exposed to Sale.

And be it Enacted by the Authority aforesaid, That it shall and may be Lawful to and for any Person or Persons in the Fairs and Markets of this Kingdom to make Use of Scales and Weights, but not Duncels, in Order to Distinguish and Ascertain the Sort or Denomination of Yarn Reeled Statutably, whether the same be of this or that Dozen to the Pound, any Law or Statute to the contrary notwithstanding.

And be it Enacted by the Authority aforesaid, That if any Person or Persons shall be Convicted on any Indictment for Unlawfully Taking or Removing Linnen Cloth or Yarn out of the Custody or Possession of any Person or Persons who had Seized the same for being Unstatutably, or not pursuant to the Laws and Statutes in Force in this Kingdom, the Judges or Justices of the Peace before whom such Indictment shall be Tried, shall and may by Examination of Witnesses, and all other Lawful Means Enquire of the Value of the Cloth or Yarn so taken or Removed from

from the Person who had Seized the same as aforesaid, such Judges or Justices respectively after Imposing such fine as they shall Judge proper shall and may, and are hereby Required to make an Order Directed to the Constables of the said County to Levy the same by Distress and Sale of the Goods and Chattels of the Person so Convicted, Returning the Overplus if any shall be; And in Case sufficient Distress cannot be found to satisfy the same, then to Apprehend the Body of such Person so Convicted, and Deliver him to the Keeper of the House of Correction, there to remain without Bail or Painsize for the Space of Six Months, and to be kept to hard Labour and Whipt Once a Week, unless he sooner Pays the Sum mentioned in such Warrant.

And be it further Enacted by the Authority aforesaid, That it shall and may be Lawful to and for the Trustees of the Flaxen and Hempen Manufactures of this Kingdom, or any five or more of them, to Administer an Oath to such Person or Persons as shall Complain unto them against any Itinerant Man, Hemp or Flax Man, or other Person or Persons Employed by the said Trustees in the Execution of their said Trust; And likewise, to tender and Administer an Oath to the Witnesses on either side produced in Order to the said Trustees, or any five or more of them, Making a Determination upon the Matter of such Complaint; And also, That it shall and may be Lawful to and for the said Trustees, or any five or more of them, on Hearing the Matter of such Complaint, to Impose a Fine on such Person or Persons Employed by them according to their Discretion, so as the same exceed not for any one Offence the Sum of Forty Shillings, to be applied to the use of the Party or Parties Complaining, and in Case such Fine be not Paid by the said Offender at a Time to be appointed by the said Trustees, or any five or more of them, then the said Offender may be sent to the House of Correction by Warrant under the Hands and Seals of the said Trustees, or any five of them, there to be kept without Bail or Painsize at Hard Labour for any Time not exceeding one Calendar Month.

And be it further Enacted by the Authority aforesaid, That all Offences against this Act shall be Heard and finally Determined by any one or more Justice or Justices of the Peace or Chief Magistrate within their respective Jurisdictions, who upon Complaint to him or them made shall upon Examination of Witnesses upon Oath, (which Oath they are respectively hereby Impowered to Administer,) Adjudge and Determine the same, and Issue his or their Warrant to any one or more of the Constables of the said County, City or Town, Requiring and Impowering him or them by Distress and Sale of the Offenders Goods, the Overplus whereof shall be Rendred to the Owners, to Levy the respective Penalties by them Incurred, which when Levied, shall belong and be Paid to the Informers, or such other Person or Persons as are herein before particularly mentioned to be Intitled to the same respectively, first Deducting thereout the Sum of One Shilling, to be Paid to the Constable for Executing such Warrant.

And whereas by an Act Passed in the Ninth Year of the Reign of Her late Majesty Queen Anne, Intituled An Act to Enforce such Acts, as have been made for the Improvement of the Linnen Manufacture, and for a further Regulation of the same. An Additional Duty of One Shilling and Six Pence per Yard was Laid upon all White Painted and Stained Callicoes, and Six Pence per Yard upon all Linnens which should be Imported

ported into this Kingdom at any time within the Space of Seven Years Commencing from the end of the then next Session of Parliament, and from the Expiration of the said Term of Seven Years to the End of the next Session of Parliament Ensuing, which Duty was further continued by an Act passed in the Second Year of His Majesties Reign, Intituled, An Act for continuing the Encouragement given by former Acts of Parliament, to the Flaxen and Hempen Manufactures: And for the further Improvement and Regulation of the same. During the Remainder of the said first Term of Seven Years; And also during the further Term of Seven Years from the Expiration of the former Term of Seven Years, and from thence to the End of the Session of Parliament then next following, and is fit to be continued.

Be it further Enacted by the Authority aforesaid, That the said Additional Rate or Duty of One Shilling and Six Pence for every Yard of such White Painted and Stained Callicoe, and Six Pence for every Yard of any sort of Linnen, shall be and continue Due and Payable to his Majesty, His Heirs and Successors, for all such White Painted and Stained Callicoes and Linnen which shall be Imported into this Kingdom, (except it be of the Growth or Manufacture of Great Britain) for and during the Term of Seven Years, to be Computed from the Twenty fifth Day of December in the Year of our Lord One thousand seven hundred and twenty three, and from thence to the End of the Session of Parliament then next following, which said Duties shall be Applied to the Uses and for the Encouragement of the Hempen and Flaxen Manufactures in this Kingdom, and be Subject to the Disposal, Order and Management of the Trustees appointed for Encouraging the Hempen and Flaxen Manufactures of this Kingdom.

And whereas by the said last Recited Act made in the Second Year of His present Majesty's Reign, It is (among other Things) Enacted, That any Person or Persons who should Export out of this Kingdom any good Sail Cloth well and sufficiently Made to any Parts beyond the Seas, at any Time within the Space of Ten Years next after the Twenty fourth Day of December One thousand seven hundred and sixteen, should Receive as a Premium for every Yard of Sail Cloth Made of sound and good Hemp of Ten Pence per Yard Value, and under fourteen Pence per Yard or upwards so Exported the Sum of Two Pence for every Yard of Plain Sail or Course Canvas Made of Holland Duck, of the Value of fourteen Pence per Yard or upwards so Exported the Sum of Four Pence Sterling, and after the Expiration of the Term of Ten Years, that from thence during the further Term of Eleven Years, any Person or Persons so Exporting such Sail Cloth should Receive as a Premium for every Yard of such Sail Cloth of Ten Pence per Yard Value, and under fourteen Pence so Exported the Sum of one Penny, and for every Yard of such Plain Sail or Course Canvas made in imitation of Holland Duck, of the Value of fourteen Pence per Yard or upwards so Exported the Sum of Two Pence Sterling, to be Paid by such Officer or Officers, and in such Manner as Drawbacks are usually Paid, the Exporter of such Cloth, or any other Person or Persons, first making Oath, That the said Cloth is according to the best of his Knowledge and Belief Made of Hemp of the Growth of this Kingdom, and that such Sail Cloth was never before Exported, nor any Debenture Issued out or Premium Paid for the same, which said Act has not hitherto been sufficient to Encou-

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rage the Setting up and Establishing the Hempen Manufacture in this Kingdom.

We it Enacted by the Authority aforesaid, That the said Premium of Two Pence for the Cheaper, and Four Pence for Main Sail Canvas, which by the said former Act were given for the Term of Ten Years, shall be, and are hereby continued for Eight Years longer, to be Computed from the End and Determination of the said Recited Term of Ten Years, and that the said Recited Term of Eleven Years, for which the said Premiums of One Penny for the Cheaper sort, and Two Pence for Main Sail Canvas were given, shall Commence from the End and Determination of the said Eight Years, and continue from thence for and during the Term of Eleven Years, subject nevertheless to the same Rules, Limitations, Restrictions and Directions, as in and by the said Statute of the Second Year of his present Majesties Reign are Mentioned, Directed and Expressed.

And be it further Enacted by the Authority aforesaid, That any Person or Persons who shall hereafter make or cause to be made any Sail Cloth of Irish Hemp into any Main Sails or Top Sails for the Use or Furniture of any Ship or Ships, upon the taking such Oath as is mentioned in the said Statute of the Second Year of the Reign of His present Majesty, and upon a further Affidavit of the Sail Maker to be made before the same Officer before whom the said other Oath is to be Taken, who is hereby Impowered to Administer an Oath for that purpose of his having Cutt and Made such Sail Cloth into Sails, shall have, be Paid, and be Intitled unto the like Premiums, and to be Paid in like manner for each Yard of such Sail Cloth as by the said Act of the Second Year of His present Majesty, and hereby is Granted, Directed and Appointed for Sail Cloth Exported.

And be it Enacted by the Authority aforesaid, That at the Time of Pulling the Female or She Hemp, no Male Hemp shall be Pulled therewith or Mixed one with the other either in Watering, Dressing or for Sale, under a Penalty of Five Shillings per Hundred Weight, and so in proportion for any greater or lesser Quantity, to be Paid by the Owner or Owners of such Hemp, and no Hemp shall be Watered or Steeped in Boggs or Pools, but in Loughs or Pools Drawn from Rivers or Brooks, and there to remain until sufficiently Watered, and not Laid or Spread on Grass, or abroad any longer Time than to Dry, and make the same fit to Stack or House in such manner as the Person or Persons appointed for that purpose by the said Trustees of the Hempen and Flaxen Manufactures of this Kingdom shall appoint or approve of under the like Penalty of Five Shillings per Hundred Weight, and so in proportion for any greater or lesser Quantity, to be Recovered by Civil Bill to the Use of the Informer.

And whereas the Business of the said Trustees and of their Clerk is of late very much Increased, We it further Enacted by the Authority aforesaid, That it shall and may be Lawful to and for the said Trustees or any five or more of them, to Order and Allow the said Clerk Officiating by himself and not by a Deputy, any further Sum or Increase of Salary not exceeding One Hundred Pounds per Annum as they shall think meet.

An A C T for Continuing and Amending an Act, Intituled, An Act for the better Regulating the Parish-Watches, and Amending the High-Ways in this Kingdom : And for the preventing the Misapplication of Publick Money : And also, for Establishing a Regular Watch in the City of *Dublin* ; And to prevent Mischiefs which may happen by Graving Ships in the River *Liffy*.

C H P. III.

WH E R E A S the Keeping a Strong and Regular Watch in the Night time in the several Cities, Burroughs, Towns Corporate, Parishes, and other Places in the several Counties of this Kingdom is of great Importance for the Preservation of the Persons and Properties of the Inhabitants within the same, and will be the most likely means to prevent Murders, Burglaries, Robberies, Felonies, and other Outragious Misdemeanors, which are Committed in the Night time within the said Cities, Burroughs, Towns Corporate, and other Places more frequently than heretofore.

And whereas an Act made for prevention of such Disorders, and Passed in this Parliament in the Sixth Year of His Majesties Reign, Intituled, An Act for the better Regulating of Parish-Watches, and Amending the High-Ways in this Kingdom : And for preventing the Misapplication of Publick Money. Hath been found to be of great Advantage to this Kingdom, and was continued by One other Act made in the Eighth Year of His Majesties Reign which is near Expiring,

Be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament Assembled, and by the Authority of the same, That the said Act and all and every Clause, Article and Proviso therein contained so far as the same relates to any County, Counties of Cities,
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Burroughs, Towns Corporate, and other Places in the several Counties in this Kingdom, other than what relates to, and may concern the Parish Watches of the City of Dublin, and Liberties of the said City, and Liberties thereto adjoining, shall continue and be in full Force for ever.

And whereas by reason of the great Concourse of People from all parts of this Kingdom to the City of Dublin, It is absolutely necessary, That a Strong and Regular Watch should every Night be kept within every Parish of the said City and Liberties thereof, and thereto adjoining; To the End thereof that such Watch may for ever hereafter be kept in the Night time within the said City and Liberties,

Be it Enacted by the Authority aforesaid, That on the Third Sunday in February in every Year Notice shall be given in each Parish Church of the said City and Liberties, by the Minister who shall officiate in the said Parish Church, That on some certain Day in the following Week a Vestry or Meeting of the Parishioners will be held in order to settle the Watch in that Parish, at which Day of Meeting, the Parishioners of the Major Part of them to Assemble, shall nominate five of the Parishioners of the said Parish of good Substance to be Superbills and Directors of the said Watches, who or any five of them shall within fourteen Days after their being so Chosen, by Writing under their Hands, Ascertain the Number of Watch Houses, Constables and Watch Men fit and proper to be kept in such Parish or Parishes respectively from the Twenty fifth Day of March then next ensuing, for and until the Twenty fifth Day of March in the Year following, and at what Places and Stands it is fit for the said Watch Houses, Constables and Watch Men to be Placed, and how often it is fit for them to go the Rounds, how the Watch Men shall be Armed, and what Wages or Salaries are reasonable to be allowed each Watch Men for their Attendants, and shall Make and Publish such further Rules and Orders for the better Regulating the Constables and Watch Men of such Parish, as to them or any five of them shall seem reasonable for the better Regulating the Watch of such Parish; And shall also from time to time nominate and Appoint for Watch Men such Persons who shall in their Judgment not only be Honest Men and Protestants, but able of Body and fit to be Entrusted to do the said Service, which Persons so nominated by them as aforesaid, shall be the Watch Men of the said Parish or Parishes respectively; And in Case any of the said Superbills or Directors so nominated and Appointed shall refuse to Act, or after accepting such Office shall Dye or Remove out of the said Parish, upon Notice given thereof to the Minister or Curate of the said Parish, such Minister or Curate, shall and is hereby Required on the next Sunday after such Notice to Publish and Declare, That on some certain Day in the following Week a Vestry or Meeting of the Parishioners will be held in order to Elect one or more Person or Persons in the Room or Stead of him or them who shall so refuse to Act, or shall Dye or Quit the said Parish, and the Parishioners shall and are hereby required at such Vestry or Meeting of the Parishioners to be appointed for that purpose to Name one or more of the Parishioners of good Substance in the Room or Place of such Person or Persons so refusing to Act, or that shall Dye or Leave the said Parish, to the intent that the number of five of the said Parishioners shall be always ready to make such appointment of Watch Men, and such Rules and Regulations in manner as herein and hereby is Directed and Appointed, which Rules and Regulations so to be made by the

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said Directors and Overseers, or any five of them in each respective Parish as aforesaid, shall be the Rules, Orders and Regulations to be observed by the several Constables and Watch Men in such Parishes, and shall be Printed together with the Names of such Constables and Watch Men, and Publickly Posted up in each Watch-House and on the Door thereof, one of which shall also be returned to the Lord-Mayor for the Time being, to the End he may thereby be Enabled to Punish the said Constables and Watch Men for Neglect of his or their Duty, and not Conforming to the said Rules and Orders; And in Case any of the said Watch Men so Promoted or Appointed shall Die or be Removed, or Quit such Service, the said Supervisors or Directors of the Watch, or any five of them, shall and are hereby Required upon Notice given them thereof by the Constables of the said Parish, or any of them, within Ten Days after such Notice to Name one or more Watch Men or Watch Men in the Stead or Place of him or them so Dying, Removed or Quitting such Service, to the End the Number of Watch Men may be always kept compleat and full.

And be it further Enacted by the Authority aforesaid, That the said Watch Men in the Night time shall be under the Controul and Inspection of the said Supervisors or Directors of the Watch, and the Constables of the respective Parishes, which said Constables in their Turns are hereby Required to Set and Place their Watch at Ten of the Clock in the Night exactly, and to continue their Watch till Six in the Morning from Michaelmas Day until Lady Day, and from Lady Day until Michaelmas Day in every Year at Eleven a Clock, and to continue their Watch till Five in the Morning.

And in Case any Constable or Deputy whose turn it is to Take care of the Watch, shall be guilty of any Neglect therein, such Constable or Deputy shall for every such Offence Forfeit the Sum of Ten Shillings, to be Levied by Distress and Sale of the Offenders Goods by Warrant under the Hand and Seal of some Justice of the Peace, Returning the Overplus (if any shall be) and shall be Applied in manner as herein after is mentioned and directed, with relation to the Penalties Inflicted upon Constables for other Neglects of their Duty.

And to that intent that good and sufficient House-keepers may from time to time be Appointed Constables, and such Persons when Chosen may be Obligated to Act and do their Duty,

Be it further Enacted by the Authority aforesaid, That the Church-Wardens and Parishioners of each Parish, shall, and they are hereby Required to Assemble every Year on Tuesday in Easter-Week at the Hour of Eleven a Clock in the Morning in the Church or Vestry-Room of such Parish, and then and there the said Church-Wardens and Parishioners, or the Major Part of them so Assembled, shall Elect and Chuse a sufficient Number of fit and able Persons Inhabiting within the said Parish, who shall be House-keepers in the Parishes where Chosen to be Constables for One Year from the first of June in each Year, the Names of which Persons so Elected, shall by the Church-Wardens of each respective Parish within Six Days after such Election be Returned to the Lord-Mayor of the City of Dublin for the Time being, who is hereby Required to Swear such Person or Persons so Elected into the said Office of Constable, on or before the said first of June in each Year, if some reasonable Cause is not Assigned to be allowed of by the said Lord-Mayor and Two of the Aldermen for not doing thereof, and in such Case as soon after as Conveniently the same may be

done in Case he and they shall see no sufficient Reason to Disapprove the said Persons, or any of them whose Names shall be so Returned; And in Case any Person or Persons who shall be Named or Chosen in manner as is hereby Directed to be Constable or Constables shall be Disapproved of as aforesaid, then upon Notice given to the Minister or Curate and Church-Wardens of such Parish by the Lord Mayor for the Time being, the said Minister or Curate shall on the next Sunday after such Notice Publish in Church, That there will be a Meeting of the Church-Wardens and Parishioners on some Day in the following Week for the Election of a Constable, which said Church-Wardens and Parishioners are hereby Required to Meet on the said Day, and then and there they or the Major part of them so Assembled shall Elect and Return one or more Person or Persons fit to Serve in the said Office in the Stead or Place of him or them so Disapproved of, to the said Lord Mayor for the Time being, and so Toties Quoties until fit and proper Persons shall be so Approved of for Constables; And in Case any of the said Constables so Approved of shall before he or they shall be Sworn into such Office, or after they have been Sworn and Taken such Office upon their Oath or Quit such Parish, or be otherwise rendered incapable of Service, then and in such Cases upon Notice given thereof by the said Supervisors or Directors of the Watch, to the Minister or Curate and Church-Wardens of such Parish, the said Minister or Curate shall on the next Sunday after such Notice Publish in Church, That there will be a Meeting of the Church-Wardens and Parishioners on some Day in the following Week for the Election of a Constable, which said Church-Wardens and Parishioners are hereby Required to Meet on the said Day, who, or the Major part of them so Assembled shall Return one or more Person or Persons to Serve in the said Office or Offices in the Stead or Place of him or them so Dying or shall Quit such Parish, or shall be otherwise rendered incapable to Serve to the said Lord Mayor for the Time being, and so Toties Quoties till a fit Person be Approved of, who after such Approbation as aforesaid shall be Sworn into the said Office by the Lord Mayor for the Time being within the Time herein before Directed, or within Ten Days after such Approbation; And in Case any Person so Elected, Returned and Approved of for Constable, shall not Appear upon a Summons in Writing left at his House within Three Days after such Notice, or in Case he doth Appear, and shall refuse to Take the Oath of Office of Constable to Act therein by himself, or to find a sufficient Deputy who shall be an Inhabitant and live within the said Parish, and be also Approved of by the Lord Mayor of the said City for the Time being as aforesaid, such Person or Persons not Appearing, or so refusing to Act or find a sufficient Deputy to be Approved of as aforesaid, shall Forfeit the Sum of Five Pounds, to be Levied by Warrant of Distress under the Hand and Seal of the Lord Mayor of the said City, and Sale of the Goods of the Person so Offending, rendering the Overplus to the Owner, which Forfeiture when Levied shall be Paid to the Supervisors or Directors of the Watch, and to and be Applied for the finding a Deputy to be Chosen by the Major part of the Parishioners of the Parish assembled for that purpose, and to be Approved of by the Lord Mayor for the Time being as aforesaid.

Provided always, That no Person or Persons keeping Publick Inns, Ale Houses or Houses of Entertainment, or Papists, shall be Qualified to Act in their Persons as Constables; But in Case any such shall be Chosen in the Turn to Serve as Constables as aforesaid, such Person or Persons so Chosen

shall find some fit Person or Persons who shall be Protestants to Serve in his or their Room, to be Approved of by the Lord Mayor and Two of the Aldermen as aforesaid, or Pay as a Fine a Sum not exceeding the Sum of five Pounds respectively to be Ascertained by the Lord Mayor for the Time being, to Enable the Parishioners or the Mayor part of them Assembled for that purpose to find a fit Person in the stead of each of them who shall be so Chosen to Serve as Constables, which Sums shall be Levied and Recovered by Distress and Sale of the Offenders Goods in manner aforesaid, and be Applied as aforesaid.

Provided also, That no Person or Persons shall be obliged to Serve or Fine who are of the Degree of an Esquire, or above, or Half-Pay Officers, or such who are Aldermen, Deputy Aldermen, or have Served as one of the Sheriffs of the said City, or paid a Fine for not Serving in the said Office as Sheriff,

And be it further Enacted by the Authority aforesaid, That every Constable who shall be so Sworn into the said Office, shall leave with the Lord Mayor of the City of Dublin a Memorandum in Writing of the House or Place he Dwells or Resides at within the said Parish.

And to the intent the Inhabitants may also know his and their Place of Residence, every such Constable shall Nail up in View at their respective Doors a short Constable Staff, or Paint the Figure of such Staff against the House they Inhabit; And in Case any such Constable shall Neglect or Refuse so to do, every such Constable shall Forfeit the Sum of forty Shillings, to be Levied by Warrant of Distress under the Hand and Seal of the Lord Mayor of the said City for the Time being, and Sale of the Goods of the Persons so Offending, rendering the Overplus to the Owner, which Forfeiture when Levied shall go to and be applied, one Moiety to the Use of the Informer, the other Moiety to the Use of the Poor of the Parish where such Constable Resides and Inhabits,

And be it further Enacted by the Authority aforesaid, That the Constables of every Parish respectively the Morning after he or they come off the Watch shall make a Return Signed by them respectively to the Lord Mayor of the said City, and also to the said Supervisors or Directors of the Watch of the Behaviour of the several Watch Men, and the Condition of the Watch the Night before, with the Names of those that Absented themselves when the Watch was Set, and how long each Watch Man continued on the Watch, and whether any of the said Watch Men lost their Poles or Lanthorns, or were Drunk, to the End Satisfaction may be made to the Parish out of the Salary or Wages of such Watch Men, and that they may be Punished for neglect of Duty; As also, Return to the said Lord Mayor for the Time being the Names of such Persons as they shall respectively Take into their Custody for any Irregularities, and how such Prisoners were Disposed, of upon Forfeiture of Ten Shillings for such neglect, to be Recovered in manner as is herein before Directed and to be Disposed of, one Moiety to the Use of the Informer, the other Moiety to the Poor of the Parish,

And to the intent that a sufficient Support and Maintenance may be had for the Watch Men, and likewise that Watch Coats, Staves, Lanthorns, and necessary Fire and Candle for the aforesaid purpose of Watching may be provided for every and each of them,

Be it Enacted by the Authority aforesaid, That all and every the Houses within the said City of Dublin, and Liberties thereof, shall Pay and are hereby

Charged with the Sum of Six Pence for every Pound of the the Yearly Value of every such House or Houses as the Valuations are returned for the Collection of Ministers Money; and where there is no Valuation for the Minister, and until a Valuation shall be had, the said Houses shall pay Six Pence in the Pound according to the Rent payable by the Tenants in Possession, and in Case such Rent is only a Ground Rent, then according to that Rent the said House might reasonably set for to a Solvant Tenant, such Rent to be Ascertained by four of the Parishioners to be Named by the Church-Wardens, which said Six Pence per Pound shall from and after the said Twenty fifth Day of March One thousand seven hundred and four, be a Charge upon the Inhabitants of every such House or Houses, and shall be Levied, Raised and Accounted for by the Church-Wardens of the respective Parishes, and in Places Extra Parochial by the Church-Wardens of the Adjoining Parish, at such Time, in such Manner, with such Powers, and under such Penalties as the Ministers Money in the said City is Levied, by a Statute made in this Kingdom in the Seventeenth and Eighteenth Years of the Reign of King Charles the Second, Intituled, An Act for Provision of Ministers in Cities, Corporate Towns, and making the Church of Saint Andrew's in the City of Dublin Presentative for ever: And shall be by them respectively Paid and Applied to the several Uses the same is Payable by Virtue of this Act, which Charge of Six Pence in the Pound on the several Houses in the said City and Liberties aforesaid, shall and is hereby Declared to be a Discharge to the several House-keepers of the said City from Watching in Person, or sending an Able Person to Watch in his, her or their stead, any Law, Custom or Usage to the contrary notwithstanding.

Provided always, That in Case any of the said Houses within the said City of Dublin and Liberties thereof which have heretofore been Valued pursuant to the aforesaid Statute made in the Seventeenth and Eighteenth Years of the Reign of King Charles the Second, shall really and Bonafide without Fine or other Consideration save the Rent reserved, be set, or let at a less Rent than such House or Houses are respectively Valued at by the Valuation returned for the Collection of Ministers Money, then and in such Case such House or Houses shall be only Chargeable with the Payment of Six Pence in the Pound according to the Rent Payable by the Tenants in possession and not according to the Valuation so returned as aforesaid, any thing herein contained to the contrary notwithstanding.

And to the intent that Rent Payable by the Tenant or Tenants in possession of such House or Houses may be truly known,

Be it further Enacted by the Authority aforesaid, That such Tenant in possession Claiming the Benefit of such Allowance shall before the same be so allowed make Affidavit before the Lord Mayor, or some other of the Justices of the Peace of the said City of the Rent he really and Bonafide Pays, and whether any Fine or other Consideration was Paid or Given upon obtaining such Lease.

And be it further Enacted by the Authority aforesaid, That the Church-Wardens of the said several and respective Parishes shall at the end of every Six Months lay before the Supervisors or Directors of the Watch, or any Five of them, upon Oath an Account of the Produce of the said respective Sums of Money Charged as aforesaid, and by them Received, and Pay the same into the Hands of such Person or Persons as by the said Supervisors or Directors, or any Five of them shall be Nominated and Appointed, and the said Supervisors and Directors shall Apply the same to the several Uses by this Act Directed

Directed and Appointed, and the said Superbisoys or Directors shall every Year cause their Accounts to be fairly Transcribed and Entered in the Vestry Book of the said Parish; And in Case such Church-Warden or Church-Wardens shall Forswear himself or themselves in giving in such Account and be thereof Lawfully Convicted, he or they shall incur the same Penalties as a Person Convicted of willful Perjury at Common Law.

And be it further Enacted by the Authority aforesaid, That if any Watchman shall quit his Station allotted to him, or shall in any other respect absent himself from his Duty, or shall therein contrary to the said Rules without some reasonable Cause for so doing, to be allowed of by the Lord Mayor for the Time being, or some other Justice of the Peace of the said City, to whom Complaint shall be made, or shall go into any Ale-House or Cellar to Drink, or be found Drunk on the Watch, such Watchman or Watchmen respectively shall upon due Proof thereof to be made before such Lord Mayor or Justice of the Peace by the Oath of one or more Credible Witnesses or Witnesses, which Oath the said Lord Mayor or Justice of the Peace is hereby Impowered to Administer, for each Offence Forfeit the Sum of five Shillings, to be Deducted out of his or their Salary or Wages, which Sum shall go to such Person or Persons who shall Inform, or otherwise such Offender shall be Publickly Whipt at the Discretion of the said Lord Mayor or Justice of the Peace, who shall thereupon Issue a Warrant under his Hand and Seal for that purpose; And in Case any Constable or Constables shall Neglect or Fail in his or their Duty contrary to this Act, or to such Rules or Orders as shall be made by the Superbisoys or Directors of such Parish respectively without some reasonable Cause for so doing, to be allowed of by the Lord Mayor, such Constable or Constables shall respectively Forfeit the Sum of Twenty Shillings, to be Levied by Distress and Sale of the Goods of the Constable or Constables so Offending, by Warrant under the Hand and Seal of the said Lord Mayor as aforesaid, which Sum when Levied shall be Paid to the Informer.

And be it further Enacted by the Authority aforesaid, That in Case it shall be found necessary that more Watch-Houses should be Erected in any Parish than are at present Established, the Grand-Jury for the County of the City of Dublin shall at their Quarter-Sessions Raise such Sum or Sums of Money for Erecting such Watch-House or Watch-Houses as by them shall be thought reasonable to be Raised and Levied upon the Parishioners of their respective Parishes where such Watch-House or Watch-Houses shall be so Erected.

Provided always, That the Church-Wardens of each Parish within the said City of Dublin shall be Discharged during the time of their continuance in such their Office from Payment of the said Sum of Six Pence per Pound Charged on their respective Houses in which they dwell; And also, That no Person shall be obliged to Serve as Constable by Virtue of this Act in the same Parish wherein he hath formerly Served as Constable, any thing herein before contained to the contrary notwithstanding.

And for the better Regulating the Watches within the respective Parishes or Liberties of Saint Sepulchers, Thomas Court and Donore,

Be it Enacted by the Authority aforesaid, That from and after the Twenty Fifth Day of March which shall be in the Year of our Lord One thousand seven hundred and twenty four, the several Inhabitants within the said Liberties who are able and fit to Watch, or to find Watchmen, shall in their respective Turns in Person, or by some other sufficient Person

to be sent or appointed by them whose Turn it is to Watch, keep Watch and Ward within the said respective Liberties wherein he, she or they shall Inhabit or Reside, and that the Constables of such Mannors or Liberties respectively, shall in the Month of February in every Year make and return upon Oath a Full, True and Perfect List of all such Inhabitants within the said several and respective Mannors or Liberties to the Register of the Court Leet of such respective Mannors, which Persons so returned shall be the Persons to keep Watch and Ward within the said Mannors or Liberties respectively from the Twenty fifth Day of March for One Year from thence next ensuing, in such Order as the said Persons are named in such Returns, and in such Numbers for each Night as the respective Seneschals or their Deputies by Writing under their Hands and Seals respectively shall from time to time Limit and Appoint, and that the Constable on the Morning of the Day before his Watch Night, or some Person by him appointed, who can make Affidavit of the Service, do Warn every Person that is to Watch with him that Night, or leave Notice thereof in Writing at the House of every such Person which Watch, shall be Set and Placed by the Constable from the Twenty fifth Day of March to the Twenty ninth Day of September, at the Hour of Eleven every Night, and Continue till Five in the Morning, and from the Twenty ninth of September to the Twenty fifth of March in Every Year, from the Hour of Ten to the Hour of Six in the Morning, during which time the Constable shall stay and continue with his Watch Men; And in Case any Constable shall make Default in Returning the Names of such Inhabitants and House-keepers who are able and fit to Watch or to find Watch Men, such Constable shall Forfeit the Sum of Five Pounds; And in Case he shall make Default in any other of the Premises, such Constable shall Forfeit the Sum of Twenty Shillings; and if any Person Appointed and Warned to Watch, or to find an able and fit Person to Watch in his or her stead as aforesaid, shall Refuse or make Default to Watch or to find an able and fit Person to Watch in his or her stead as aforesaid, then every such Person refusing or making Default to Watch as aforesaid, and not having just and reasonable Cause for such his Default, to be allowed by the respective Seneschals of such Mannor or Liberty where such Default shall be made, or their Deputies, shall Forfeit and Pay for every such Offence a Sum not exceeding One Shilling, at the Discretion of such Seneschal or his Deputy, and if any Person Appointed and Warned to Watch shall Appear at the respective Hours hereby Directed and Appointed in Person, or by an able and fit Person to Watch in his or her stead, and after Appearing, such Person shall Quit the Station allotted him, or Absent himself from his Duty without some reasonable Cause for his so doing, to be allowed of by the Seneschal or his Deputy of the Mannor or Liberty where such Default is made, or shall go into any Ale-house or Cellar to Drink, or be found Drunk upon the Watch, every Person so Offending shall Forfeit a Sum not exceeding Five Shillings, or be Publickly Whipt at the Discretion of the said Seneschal or his Deputy, all which Forfeitures hereby Forfeited by the said Constables, Inhabitants or House-keepers as aforesaid, and Watch Men within the said Mannors or Liberties, shall respectively be Recovered before the Seneschal or his Deputy of such Mannor or Liberty where the Offence shall be committed, upon Proof thereof made before such Seneschal or his Deputy, by the Oath of one or more Witnesses or Witnesses, which Oath the said Seneschal or his Deputy is hereby Impowered to Administer; And in Case of Conviction,

the same to be Levied by Warrant of Distress under the Hand and Seal of such Seneschal or his Deputy; and Sale of the Goods of the Person so Offending, rendering the Overplus to the Owner, which Forfeiture when Levied shall go to, and be applied in providing able and sufficient Watch Men to Watch in the Stead or Place of such as shall Absent themselves to the End the Number of the Watch Men in the said Liberties respectively may be each Right Compleat.

And whereas great Numbers of Idle Vagrant Persons do daily Resort from the Country to the City of Dublin and Suburbs thereof, who by reason of the Correspondence they generally keep with the Beadles of the several Parishes, and the Neglect of such Beadles in the performance of their Duty, are permitted to Begg in and throughout this City.

Be it Enacted by the Authority aforesaid, That it shall and may be Lawful for the Lord Mayor of the City of Dublin, Two Aldermen and One of the Sheriffs within the said City and Liberties within the same, and for the respective Seneschals of the said Mannors or Liberties of Saint Sepulchers, Thomas Court and Donore, from time to time to make such Rules, Orders and Regulations to be observed by the Beadles of such Parishes within their respective Jurisdictions for Clearing the said City and Suburbs and Liberties aforesaid, of Sturdy, Idle and Vagrant Beggars, and Inflict Penuniary Penalties not exceeding Ten Shillings for the Breach of any such By-Law on such Beadle, to be Levied by Distress and Sale of the Goods of the Offender, by Warrant under the Hand and Seal of some Justice of the Peace within the said City and Liberties within the same, and of the respective Seneschals of the said Mannors or Liberties of Saint Sepulchers, Thomas Court and Donore, returning the Overplus (if any shall be,) and in Default of Payment and of sufficient Distress, then such Offender by like Warrants respectively to be sent to the House of Correction to be kept at Hard Labour for such space of Time as shall be thought proper, not exceeding Forty Eight Hours.

Provided nevertheless, That such Rules or Orders to be made in pursuance hereof be Printed and Posted up upon the Door of the Parish Church of every Parish wherein the same are to take Place by the space of Ten Days before the same be put in Execution.

And whereas there is no regular Method Settled within the said City of Dublin, and Suburbs or Liberties thereunto adjoyning, for Applotting the Money to be raised on the several Parishes for Paying the Cesses and Publick Taxes Charged on the said City and Liberties.

Be it Enacted by the Authority aforesaid, That from and after the Twenty Fifth Day of March in the Year of our Lord One thousand seven hundred and twenty four, at all Meetings to be held for all and every of the said Parishes for Applotting the Parish Cesses and Publick Taxes laid in such Parishes respectively, the Church-Wardens and Parishioners of each Parish respectively being at least Thirteen in Number, or the greater Part of them so Assembled shall make their Applotments for the said Cesses and Publick Taxes upon each and every Inhabitant of the said Parish or Parishes according to the Value of the Houses of each Inhabitant as the same are Valued to Pay Ministers Money, and where there is no Valuation for the Minister, and until a Valuation shall be had, such Inhabitant shall pay according to the Rent payable by the Tenants in Possession; And in Case such a Rent is only a Ground Rent, then according to the Rent the said House might reasonably be Sett for to a Solvent Tenant, such Rent to be

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Ascertained

Ascertained by Four of the Parishioners to be named by the Church-Wardens, which Money so to be Apportioned from and after the Twenty Fifth Day of March One thousand seven hundred and twenty four, shall be a Charge on the Inhabitant of every such House and Houses, and shall be Levied, Raised and Accounted for by the Constable or Officers that usually Collect and Receive the same in such Manner and with such Powers as the said Taxes have heretofore been Levied and Accounted for.

Provided always, That in Case any of the said Houses within the said City of Dublin, and Suburbs or Liberties thereunto Adjoining, which have heretofore been Valued, Pursuant to the aforesaid Statute made in the Seventeenth and Eighteenth Years of the Reign of King Charles the Second, shall really and Bona fide without Fine or other Consideration (save the Rent reserved) be Lett or Lett at a less Rent than such House or Houses are respectively Valued at by the Valuation returned for the Collection of Ministers Money, then and in such Case such House or Houses shall be only Chargeable according to the Rent Payable by the Tenant in possession, and not according to the Valuation so Returned as aforesaid, any thing herein contained to the contrary notwithstanding.

And that the Rent Payable by the Tenant or Tenants in Possession of such House or Houses may be duly known,

Be it further Enacted by the Authority aforesaid, That such Tenant in Possession Claiming the Benefit of such Allowance, shall before the same be so allowed make Affidavit before the Lord Mayor or some other Justice of the Peace of the said City, or within the said Liberties before the Seneschal of the Liberty where such House is Situated of the Rent he really and Bona fide Pays, and whether any Fine or other Consideration was Paid or Given upon obtaining such Lease.

Provided also, That nothing herein contained shall Extend to Exempt any Lands or Tenements within the said Parishes, or any of them, from Payment of such proportion of the Cesses or Publick Taxes as they are by Law liable to, any thing herein contained to the contrary notwithstanding.

And whereas by the late Improvement of the Channel of the River Liffy which Flows through the City of Dublin, Ships and Gabbarts can now come up and lie in the said River close to the Keys of the said City, which are for the most part Built and Inhabited.

And whereas at Low Water the Sailors on Board such Ships do frequently make great Fires of Furze and other Combustible Materials close to the said Keys, and near other Ships lying in the said River to Grabe and Caren their Ships, to the apparent Danger not only of the Ships in the River, and the Goods and Merchandizes on Board them, but also of the Dwellings and Houses of the Inhabitants of the said City lying near the said Keys; For Remedy whereof,

Be it Enacted by the Authority aforesaid, That from and after the first Day of March in the Year of our Lord One thousand seven hundred and twenty three, no Ship Carpenter, Master or Sailor belonging to any Ship or Ships, or any other Person or Persons whatsoever shall Grabe or Caren any Ship, Gabbart or Boat, so as any Fire be Lighted about them or any of them, to Glaze their or any of their Bottoms, or make any Fire to Boil, or Melt Pitch, Tarr, Rozin, Tallow, or other Combustible Materials for Dressing any Ship, Gabbart or Boat, or for Heating or Burning any Blank at any Place in the said River between the Bridge commonly called Blood-Bridge and the Slipp, commonly called the Ferry-Slipp at the end of

the Key called the Batchellors-Walk, and that from the said Slipp called the Ferry-Slipp to the River called Dodeer alias Donebrook, no Ship, Gabbart or Boat shall be Careened or Graved as aforesaid at any Place within Thirty Yards of any House, or other Ship, Gabbart or Boat lying at Anchor, Ships Boats excepted, or any Fire made to Boile or Melt any Pitch, Tarr, or any other Combustible Materials as aforesaid, or for Heating or Burning Plank at any Place within Ten Yards of any House, Ship, Gabbart or Boat lying at Anchor as aforesaid; And in Case any Person or Persons shall Offend contrary thereto, It shall and may be Lawful for any Person with a Constable to Seize and Apprehend such Offender or Offenders, and to Carry him or them before the Lord Mayor, or some other Justice of the Peace for the said City; And in Case it shall appear before the said Lord Mayor or Justice of the Peace by the Confession of the Party, or by the Oath of one or more Witnesses or Witnessess, which Oath the said Lord Mayor or Justice of the Peace is hereby Impowered to Administer that the said Person or Persons have Offended against this Act, that then such Offender or Offenders upon Conviction shall for every such Offence Forfeit the Sum of five Pounds Sterling, One Moiety to the Use of the Informer, the other Moiety to the Use of the Poor of the Parish; And in Case such Offender or Offenders shall refuse to Pay the said Forfeiture, that then and in such Case the said Offender or Offenders shall by the said Lord Mayor or Justice of the Peace be Committed to Goal, there to remain till such Forfeiture or Forfeitures be Satisfied and Paid; but in Case of Inability to Pay the same, the said Lord Mayor or Justice may Commit such Offender or Offenders to the House of Correction, there to be kept at Hard Labour for any time not exceeding Seven Days.

And be it further Enacted by the Authority aforesaid, That no Master or any other Sailor on Board any Ship, Gabbart or Boat lying in the said River between the said Bridge called the Bloody-Bridge and the said River Dodeer alias Donebrook, shall make or keep any Fire on Board such Ship or Gabbart for Boiling their Pots or Kettles, or for any other Use except Candle Light, unless such Ship or Gabbart lye at least Twenty Yards distance from the Keys where Houses are Built or shall hereafter be Built; And in Case any Person shall Offend herein, the Master of such Ship or Gabbart shall Forfeit the Sum of Forty Shillings, to be recovered in manner as is before Directed, and to be applied to the same Use or Uses.

And be it further Enacted by the Authority aforesaid, That when ever any Ship, Gabbart or Boat shall by Accident, Decay, or otherwise be Sunk in any part of the said River from the said Bloody-Bridge to Rings-End, if the Owners of such Ship, Gabbart or Boat do not remove them in Six Days after, the Directors of the Ballast-Office shall and are hereby obliged to remove such Ship, Gabbart or Boat so Sunk to Clear the Navigation of the said River; And in Case the Owners of such Ship, Gabbart or Boat within Six Days after the said Ship, Gabbart or Boat shall be so removed, shall neglect or refuse to Pay such Costs and Charges as the said Ballast-Office shall be put to an Account thereof, that then the said Directors of the Ballast-Office shall and may Sell the same at Publick Cant to the highest Bidder, which Sale shall be good and conclusive to all Parties, and out of the Money arising by such Sale Deduct the Charge and Expence they shall be put to an Account of removing such Ship, Gabbart or Boat, rendring the Overplus to the Owner.

And be it further Enacted by the Authority aforesaid, That the Directors of the Ballast-Office shall on or before the Twenty Fourth Day of June which will be in the Year of our Lord One thousand seven hundred and twenty four, place good and substantial Berches at due Distances on both sides of the Channel between Rings-End Point and Pole-Begg, to Direct Ships and Gabbarts coming up the River, and that the Ballast Gabbarts shall not take up any Sand or Gravel below Rings-End but in the Channel, to the end the Channel may be made deeper, unless the Directors of the Ballast-Office shall see Cause, that at particular times the Sand or Gravel should be taken up at other Places, and then the same may be done by Virtue of a special Order in Writing from the said Directors.

And it is hereby further Enacted by the Authority aforesaid, That if any Person or Persons shall be Sued, Molested or Prosecuted for any thing done by Virtue of or in Pursuance of this Act, or any of the Clauses therein contained, such Person and Persons shall and may Plead the General Issue, and give this Act and the special Matter in Evidence for his, her or their Defence, and if afterwards a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall Discontinue his or their Action, or be Non-Suited, or Judgment shall be given against him or them upon Demurrer or otherwise, then such Defendant or Defendants shall have Treble Costs to him or them to be Awarded against such Plaintiff or Plaintiffs, for which such Defendant or Defendants shall have like Remedy as in other Cases where Costs are given by Law to Defendants.

And be it Enacted by the Authority aforesaid, That so much of this Act as relates only to the City of Dublin and the Liberties thereto adjoining, shall be in Force for Seven Years from the First Day of March in the Year of our Lord One thousand seven hundred and twenty three, and from thenceforth to the End of the then next Session of Parliament, and no longer.

An A C T for Continuing several Temporary Statutes made in this Kingdom, and now near Expiring.

C H P. IV.

WH E R E A S in the Parliament held at Dublin the Twenty first Day of September in the Year of our Lord One thousand seven hundred and three, in the Second Year of the Reign of our late Sovereign Lady Queen Anne, a certain Act of Parliament was made and passed Intituled, An Act for the Exchange of Glebes belonging to Churches in this Kingdom. Which said Act was made to continue only for Twenty One Years, and is now near Expiring; but being found to be useful is therefore fit to be continued.

Be it therefore Enacted by the Kings Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this Present Parliament Assembled, and by the Authority of the same, That the said Act, and all and every Clause, Article and proviso therein contained are hereby continued, and shall be in full force to all Intents and Purposes to the Twenty first Day of September which shall be in the Year of our Lord One thousand seven hundred and thirty one, and from thence to the End of the then next Session of Parliament, and no longer.

And whereas an Act passed in the Fourth Year of His present Majesty's Reign, Intituled, An Act for Vesting in His Majesty, His Heirs and Successors, the several Lands, Tenements and Hereditaments, whereon the Barracks in this Kingdom are Built, or Building, or Contracted for, and whereon Light-houses are or shall be Built, and for making reasonable Satisfaction to the several Owners and Proprietors for the same; And likewise, for Amending an Act made in the Sixth Year of Her late Majesty's Reign, Intituled, *An Act to prevent the Disorders that may happen by the Marching of Soldiers, and for Providing Carriages for the Baggage of Soldiers in their March.* By which Act certain Powers are given to the Lord Lieutenant, and other Chief Governor or Governors of this Kingdom for the Time being, to Make Commissions under the Great-Seal of this Kingdom, to be Executed and Returned within the space of Seven Years from the Twenty fifth Day of December One thousand seven hundred

hundred and seventeen, with divers other Powers, Authorities, Regulations and Provisions concerning Barracks and Light-houses, and the Building and Erecting the same, and the Lands whereon the same should be Built, and the making Contracts for such Lands, and giving Recompence to the Owners thereof for the same.

And whereas the said Act has in that respect been found useful, and to Answer the Ends Proposed thereby, and fit to be continued,

Be it Enacted by the Authority aforesaid, That all the Powers, Authorities, Regulations and Provisions aforesaid, and all and every Article, Clause and Proviso in the said Act contained concerning Barracks and Light-houses, or either of them, shall continue in Force from the Twenty fifth Day of December, which shall be in the Year of our Lord One thousand seven hundred and twenty four, for Seven Years, and from thence to the End of the then next Session of Parliament, and no longer.

And whereas an Act Passed in this Kingdom in the Second Year of His present Majesty's Reign, Intituled, An Act to make the Militia of this Kingdom more Useful. Which said Act was continued by an Act made in the Sixth Year of His Majesty's Reign, and further continued by one other Act made in the last Session of this present Parliament, for Two Years from the Twenty fifth Day of December, One thousand seven hundred and twenty one, and from thence to End of the then next Session of Parliament.

And whereas an Act Passed in this Kingdom, in the Eighth Year of His present Majesty's Reign, Intituled, An Act to oblige Ships coming from Infected Places more Effectually to Perform their Quarentine; And for the better Preventing the Plague being brought from Foreign Parts into this Kingdom. Which Act was to continue in Force from the first Day of February One thousand seven hundred and twenty one, and until the End of the then next Session of Parliament.

Be it further Enacted by the Authority aforesaid, That the said Two last mentioned Acts, and all Clauses, Provisoes and Articles therein contained, shall Continue and Endure in Force for Two Years from the Twenty fifth Day of December in the Year of our Lord One thousand seven hundred and Twenty three, and from thence to the End of the then next Session of Parliament, and no longer.

And whereas an Act Passed in this Kingdom in the Fourth Year of His present Majesty's Reign, Intituled, An Act for the Preserving all such Ships and Goods thereof which shall happen to be forced on Shore, or Stranded upon the Coasts of this Kingdom.

And whereas an Act Passed in this Kingdom in the Sixth Year of His present Majesty's Reign, Intituled, An Act for the more Effectual preventing the Running of Goods, and for the further preventing Frauds committed in His Majesty's Customs. The said two Acts being continued by

by an Act Passed in the Eighth Year of His present Majesty's Reign to the Twenty Fifth Day of December One thousand seven hundred and twenty one, and from thence to the End of the then next Session of Parliament.

And whereas the said Acts are found to be very useful for the Benefit of Trade and his Majesty's Customs,

Be it further Enacted by the Authority aforesaid, That the said Two last mentioned Acts, with all Clauses, Articles and Provisions therein contained, shall continue and endure in Force for Seven Years from the Twenty Fifth Day of December in the Year of our Lord One thousand seven hundred and twenty three, and from thence to the End of the then next Session of Parliament, and no longer.

And whereas by an Act made in the Second Year of the Reign of Her late Majesty Queen Anne, Intituled, An Act for Erecting a Work-House in the City of *Dublin*, for Employing and Maintaining the Poor thereof. Amongst other things in the said Act Enacted, The Lord Mayor, Recorder and Aldermen of the City of *Dublin* for the Time being, or any Seven of them, together with the respective Seneschals of the Mannors of Saint Sepulchers, Thomas Court and Donore, were Impowered to Licence all such Persons as should Drive or keep any Hackney-Coach or Coaches, Carts or Carrs Plying for Hire, and Brewers Draws or Carrs, or who shall Keep or Carry any Chairs or Sedans in the said City or Liberties thereunto adjoining, so as the Number of Coaches so to be Licenced should not exceed One Hundred and Fifty, and the Number of Sedans or Chairs the Number of Eighty, which Licences were to be Granted for the Term of Twenty One Years from the First Day of May One thousand seven Hundred and four, and no longer, under the respective Annual Sums and Rents therein and thereby made Payable, as in and by the said Act is Directed.

And whereas by One other Act Passed in the Sixth Year of His present Majesty's Reign, Intituled, An Act for the more Effectual Amendment of the Pavements of the several Counties of Cities, and Counties of Towns in this Kingdom: And for preventing Mischiefs that may happen by Fire in the City of *Dublin*; And for Augmenting the Number of Hackney-Coaches and Chairs in the said City. Amongst divers other Things in the said Act contained, The said Lord Mayor, Recorder, Aldermen and Seneschals were further Impowered to Licence Fifty more Coaches and Forty Chairs, for and during the Term of Six Years from the First Day of May One thousand seven hundred and nineteen, and no longer, under the respective Annual Rents or Sums thereby made Payable to the Governours of the Blew-Coat-Hospital *Dublin*.

And whereas the Terms for which the said Licences are Granted are near Expiring, and it is necessary such Coaches, Sedans or Chairs, Carts, Carrs and Draws should be continued under some Rules and Regulations, to prevent Disorders, and that the Rents or Annual Sums

Payable as aforesaid, should continue to be Paid and made Payable in the same Manner and to the same Uses, as the same were by the said Acts made Payable.

Be it Enacted by the Authority aforesaid, That the several Licences Granted for the said several Hackney-Coaches, Sedans or Chairs, Carts, Carriages and Drags, pursuant to the said Recited Acts, be further continued from the First Day of May which shall be in Year of our Lord One thousand seven hundred and twenty five, until the End of the next Session of Parliament after the said First Day of May One thousand seven hundred and twenty five, at, and under the same Annual Rents or Sums, and Payable in the same manner, and to and for the same Uses, and under the same Rules, Regulations, Penalties, Orders and Directions, as the said Licenced Coaches, Sedans or Chairs, Carts, Carriages and Drags, are respectively now subject and liable to by the said Recited Acts, or any other Act whatsoever.

An A C T for the further Encouragement of Finding and Working Mines and Minerals within this Kingdom.

C H A P. V.

WH E R E A S by an Act of Parliament Made and Enacted in the Reign of the late Queen Anne, Intituled, An Act to Repeal the Statute Made in the Fifth of Henry the Fourth, against Multiplying Gold and Silver : And to prevent Disputes and Controversies concerning Royal Mines. It was amongst other Things Enacted, That all and every Person or Persons being Subjects to the Crown of England, Bodies Politick or Corporate, that then were or thereafter should be the Owner or Owners, Proprietor or Proprietors of any Mine or Mines within the Kingdom of Ireland, wherein any Ore then was or thereafter should be Discovered, Opened, Found or Wrought, and in which there was Copper, Tin, Iron or Lead, should and might Hold and Enjoy the same Mine or Mines, and Ore, and continue in the Possession thereof, and Digg and Work the said Mine or Mines, or Ore notwithstanding that such Mine or Mines, or Ore, should be Pretended or Claimed to be a Royal Mine or Royal Mines, any Law, Usage or Custome to the contrary notwithstanding.

And whereas the said Act has not had the full and desired Effect altho' many Mines and Minerals have since the Passing the same been found out and Discovered in this Kingdom, some whereof have been Wrought to the great Advantage of the Publick, and many others tho' found have not been Wrought by reason of the legal Incapacities the Person or Persons lie under in whole Estate or Estates the said Mines or Minerals are so Discovered

And whereas the Working of all such Mines and Minerals as are already Discovered or which shall hereafter be Discovered, will be greatly for the Benefit and Advantage of the Nation, by not letting the Riches thereof lie Buried in the Earth, and will also tend very much not only to the Employing Poor and Indigent, but also Idle, Loose and Dissolute Persons, who for want of Employment become a Burthen to the Nation ; For Remedy whereof,

Be it Enacted by the Kings Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament Assembled, and by the Authority of the same, That from and after the five and Twentieth Day of March which shall be in the Year of our Lord One thousand seven hundred and twenty four, It shall and may be Lawful to and for all Archbishops and Bishops, Deans, Deans and Chapters, Arch Deacons, Prebendaries, and other Dignitaries Ecclesiastical, Parsons, Rectors, Vicars, and to and for all Bodies Politick and Corporate, Colleges, Cathedral or Collegiate Churches and Hospitals, and to and for all and every Person or Persons whatsoever who now are, or at any time hereafter shall be Tenant or Tenants for Life, with an immediate remainder to his or her First, and every other Son in Tail Male ; And also, to and for all and every Person and Persons who now are, or at any time

hereafter shall be Tenant in Dower, or by the Curtille, by and with the Consent and Concurrence of such Person and Persons as shall be Seized in Reversion or Remainder of an Estate of an Inheritance of, and in any Mines herein after mentioned immediately Expectant upon the Death of such Tenant in Dower, or by the Curtille; Or in Case of the Ponage, Ideocy or Lunacy of such Person so Seized in Reversion or Remainder, then with and by the Consent of the Guardian or Guardians of such Minor, or the Committee of such Idiot or Lunatick, by and with the Approbation of the Lord Chancellor, Lord Keeper or Commissioners of the Great-Seal of this Kingdom for the Time being in the said Cases of Ponage, Ideocy or Lunacy, by Indentures under their respective Hands and Seals, whereof Counterparts are to be duly Executed by the respective Lessees, to make and grant Leases not exceeding the Term of Thirty One Years of all Mines and Minerals whatsoever which are already Found, or shall or may hereafter be Found and Discovered within their respective Mannors, Glebes or Lands, so as the same be made to Commence in Possession without any Fine or Income, or any other Consideration than the Yearly Rent in such Lease or Leases reserved and mentioned, and so as the most Improved Rent that can be reasonably gotten for the same be reserved upon every such Lease, and that such Rent be not less in Value than One Tenth Part or Share of the Ore to be Dugg and Raised out of such Mines or Minerals, without any Regard had to the Charges and Expences in Digging, Raising and Laying the same on the Bank, and so as such Rent shall be reserved and made payable in and by such Leases to such Lessor and Lessors, or such other Person and Persons as should from time to time during the continuance of such Lease have been actually Intituled by the Laws of this Kingdom to the Benefit of such Mines and Minerals in Case this Act had not been made.

Provided always, That where any such Lease shall be made by any Tenant for Life, not Dispunishable of Waste with immediate Remainders to his or her First, and every other Son in Tail, Two Fifth Parts of the Yearly Rent to be reserved thereupon shall be made Payable to the Tenant for Life, and the other Three Fifth Parts of such Rent to the Person and Persons in Remainder in whom the Inheritance of the Mines Comprized in such Lease, shall from time to time happen to be Vested during the time such Inheritance shall continue Vested in him and them respectively.

And whereas it may happen that such Tenants for Life, Tenants in Dower, or by the Curtille may be Infants, Idots or Lunaticks.

Be it therefore Enacted by the Authority aforesaid, That in all and every such Case and Cases, it shall and may be Lawfull for all Guardians, Trustees and Committees of and for such Infants, Idots and Lunaticks, by and with the Consent of the Lord Chancellor of this Kingdom, or Lord Keeper or Commissioners of the Great-Seal for the Time being, to Grant and make Leases not exceeding the Term of Thirty One Years of all Mines and Minerals whatsoever as are or shall be Found in the Mannors, Lands and Tenements of such Infants, Idots or Lunaticks, for the said Term of Thirty One Years, so as such Rent be reserved as aforesaid, and so as such Consent be had, and all the other Directions and Restrictions herein before mentioned be observed in the making such Leases.

And

And whereas many Proprietors of Lands in this Kingdom for the Improvement thereof, and for Encourageing Improving Tenants, have Sett their Lands in Fee Farm, and for Leases for Lives renewable for ever or for a long Term for Years, with an Exception of Pines or Minerals in such Fee Farms or Leases.

Be it Enacted by the Authority aforesaid, That all and every Person and Persons to whom the Rent upon such Fee Farms, or the immediate Reversions in Fee Simple or Fee Tail Expectant on such Lease or Leases do or shall belong, shall have full Power and Authority to Open, Digg and Work all Pines or Minerals which shall or may be had or found in or upon the said Lands, and to Raise and Carry away the Ore thereof, or to Demise the same for Thirty One Years as aforesaid, and that all and every the Persons aforesaid, and all and every Person and Persons to whom the said Pines and Minerals shall be Demised as aforesaid, shall and may have free Liberty to Build all such Houses as shall be found Convenient and Useful for Working the said Pines, and to Digg and make Turke for the Use of the said Houses where the same shall happen to be in Boggs or Mountains only, making always to such Person or Persons as shall be Intituled to the Possession of the Lands whereon or wherein such Pines and Minerals shall be Dugg for, Wrought or found, such yearly or other reasonable Allowance for the Damage sustained upon Account of Digging such Pines, and Raising and Carrying away the Ore, or for the Building such Houses or the Digging such Turke as shall be Agreed upon by and between the Parties Interested therein; And in Case the said Parties do not Agree, then such Damages shall be Determined and Ascertained by a Jury of Twelve Legal Freeholders of the County where such Pines or Minerals shall be Opened, Dugg for, or found, upon their Oaths in the presence of Two or more Justices of the Peace for such County.

And be it further Enacted by the Authority aforesaid, That in Case the said Parties do not Agree among themselves, then and in every such Case any Two Neighbouring Justices of the Peace for such County are hereby Impowered, Authorized and Requested to Issue a Precept in Writing under their Hands and Seals, requiring the Sheriff of such County to Return Four and Twenty Freeholders at the least at such Time and Place as shall in such Precept be appointed, due Notice of which Time and Place shall always be given to both Parties, out of which Four and Twenty Freeholders so Returned, Twelve Legal and Indifferent Men shall be Sworn to Try and Ascertain the Damages, and the Allowance to be made for such Damages, and that the said two Justices do, and shall Certifie such Finding or Inquisition under their Hands and Seals into His Majesty's Court of Kings Bench, which shall be Recorded in the said Court, and the like Process shall Issue thereon as in Case of a Judgment upon a Writ of Inquiry of Damages.

Provided, That before the said Twelve Men so Sworn shall make any Return for the Ascertainning of the said Damages, Six of them at least shall Personally Inspect and View the several Places where the said Damages are alleged to be done.

Provided always, That it shall not be Lawful to or for any Person or Persons in Pursuance of this Act, to Open, Digg for, or Work any Pines or Minerals in any Land belonging to any Archbishop, Bishop, Dean, Arch Deacon, Prebendary, or other Dignitary Ecclesiastical, Parson,

son, Rectory or Vicar, whereon any Church, House, or Out-House shall Stand or be Erected, or wherein any Church-Yard, Garden, Orchard or Avenue now are, or hereafter shall be made or Planted, any thing herein contained to the contrary notwithstanding.

Provided always, That it shall not be Lawful to or for any other Person or Persons in pursuance of this Act, to Open, Search, Digg for, or Work any Mines or Minerals in any Spot of Ground whereon any House, Backside, Garden, Orchard or Avenue now are or shall be, without the Licence or Consent of the Tenant or Possessor thereof, and of all and every other Person or Persons who shall be Seized of the immediate Reversion and Inheritance of the said Lands Expectant on the Lease or Leases which have been or shall be made in Fee Simple or Fee Taile first had and obtained in Writing.

Provided also, That if any Mortgagee or Mortgagees of any Lands or Tenements do or shall make such Lease or Leases as aforesaid, the same shall be Void against the Person or Persons who shall be Intituled to the Equity of Redemption of the same, unless such Person or Persons shall Join in such Lease or Leases, or otherwise Consent or Agree thereto.

And be it Enacted by the Authority aforesaid, That all Leases made by Vertue of, and pursuant to this Act shall be and remain Good, Valid and Effectual, not only against the Person who shall make such Leases, but also against all and every the respective Successors, and all and every Person and Persons Having or Claiming any Estate, Right, Title or Interest, in Reversion or Remainder, Expectant on the Determination of the Estate of such Tenant for Life, Tenant in Dower, or Tenant by the Curtesie, in, to, or out of any Mines so to be Demised, any Law, Statute or Usage to the contrary notwithstanding.

Provided always, That if any Person or Persons who shall Take, Have or Claim any Right, Title, Estate or Interest, of, or in any Mine or Mineral, by Vertue of, or under any Lease to be made in pursuance of this Act, shall not begin Effectually to Work in such Mine or Mineral within One Year next after the Commencement of such Lease, or shall after the said first Year, neglect to keep Six able Work Men therein Employed for One Hundred and Fifty Days in any One Year during the Term of the said Lease for the Effectual Carrying on of the said Work, then and in either of the said Cases, the Lease so made shall be from thenceforth Null and Void both in Law and Equity.

And it shall and may be Lawful for the Lessor or Lessors, or such other Person or Persons who shall be Intitled to the Rent Reserved on such Lease, to Re-enter in and upon such Demised Premises, and the same to Have again, Re-possess and Enjoy as in his or their former Estate.

Provided, That nothing in this Act contained shall Extend to Enable any Jointress to make any Lease or Leases of any Mines or Minerals which are or shall be found in any Lands or Tenements which such Jointress shall hold as part of her Jointure, Saving and Reserving to the Kings Most Excellent Majesty, His Heirs and Successors, all such Rights of Preemption of Ore, and all other Rights, Duties and Demands whatsoever, in, unto, or out of any Mines, Minerals and Ore, or any of them, as His Majesty, His Heirs and Successors, might or would have been Entitled unto in Case this Act had not been made, any thing herein contained to the contrary notwithstanding.

An ACT for Explaining and Amending an Act, Intituled, *An Act for Real Union and Division of Parishes*: And for Confirming an Exchange made of a Piece of Ground whereon the Parish-Church and Vicaridge House of the Parish of Saint *Anne* in the Suburbs of the City of *Dublin*, was by a former Act of Parliament Directed to be Built for another Piece of Ground; And for Appropriating such other Piece of Ground to the same Uses.

CHAP. VI.

WH E R E A S by an Act made in the Second Year of the Reign of His present Majesty, Intituled, *An Act for Real Union and Division of Parishes*. It is amongst other Things Enacted, That from the Twenty Fourth Day of June in the Year of our Lord One thousand seven hundred and seventeen, for and during the Term of Ten Years from thence next ensuing, it should and might be Lawful for the Chief Governour or Governours of this Kingdom for the Time being, with the Assent of the Major part of the Privy Council in Council Assembled, Six at least Consenting, and with the Advice and Approbation of the Archbishop of the Province, and the Bishop of the Diocess, Certified under their Hands and Archiepiscopal and Episcopal Seals, with the Consent of the respective Patrons and Incumbents, Certified under their Hands and Seals Attested by Two or more Credible Witnesses Subscribing thereunto, to Divide Old Parishes or Separate any Parish or part of a Parish of late United, and to Unite Parishes one to another, or part of a Parish to another Parish, or part of a Parish in perpetuity, and to Erect such Divided or United Parishes or part of Parishes into new Parishes, with all Parochial Rights; And also, to Unite and appropriate any Benefice or Benefices having actually Cure of Souls to a Dignity or Prebend with

without Cure, saving to the Dean, Dignitary, Prebendary and Incumbent, at the time of such Union during their respective Incumbency, and to their respective Patrons and Ordinaries, all their Right, Title and Interest in and to the said United or Appropriated Benefices; And saving also, all Rights to the Dean and Chapter of each Cathedral Church, and to the Prebendary of the Prebend to which any Benefice with Cure of Souls shall be United or Appropriated.

And whereas divers Dignities or Prebends in this Kingdom having actual Cure of Souls Annexed, are of very small and inconsiderable Value, yet by an Union with one or more Benefice or Benefices without Cure, may be made a Competent Provision for the Support and Service of the Cures Annexed to such Dignities as Prebends.

Be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament Assembled, and by the Authority of the same, That it shall and may be lawful for the Chief Governour or Governours of this Kingdom for the Time being, with the Assent, Advice, Approbation and Consent of such Persons in such Manner, and under such Savings and Provisions as are in the said recited Act mentioned concerning the Uniting or Appropriating any Benefice or Benefices having actual Cure of Souls to a Dignity or Prebend without Cure, to Unite or appropriate any Benefice or Benefices without Cure of Souls to a Dignity or Prebend having actual Cure of Souls annexed.

And whereas by the said recited Act the Consent of the Incumbent and Church-Wardens, and Parishioners of the Parish or Parishes to be Assembled in Vestry, or the major part of them, Testified by their Petition to the Chief Governour or Governours of this Kingdom and the Council thereof, is among other Things therein mentioned made necessary to the Directing and Ordering new Churches to be Built in more convenient Places in such Parish or Parishes.

And whereas in divers Parishes in this Kingdom, great Numbers of the Inhabitants are of the Popish Religion who do by refusing to Consent to the Building new Churches in more convenient Places in such Parishes greatly Obstruct the Execution of the said Act.

Be it Enacted by the Authority aforesaid, That the Consent of the Incumbent and Church-Wardens, and Protestant Parishioners of such Parish or Parishes to be Assembled in Vestry, or the major part of them, Testified by their Petition to the Chief Governour or Governours of this Kingdom and the Council thereof, shall be to all Intents and Purposes a sufficient Consent of the Parishioners of such Parish or Parishes to the Directing and Ordering new Churches to be Built in more convenient Places within such Parishes, any thing in the said recited Act contained to the contrary notwithstanding.

Provided always, That due Notice be given in the Church of such Vestry to be held, and of the Design of Calling the said Vestry Two Sundays successively immediately preceding the Time appointed for

for the meeting of the said Vestry, and where there is no Church used for the Celebration of Divine Service, the like Notice shall be Posted up in the next Market Town Fourteen Days before the meeting of the said Vestry.

And be it Enacted by the Authority aforesaid, That in all Unions to be made by Vertue of the said recited Act or of this present Act of any Dignities or Benefices, the Patronage whereof is or shall be in the Kings Majesty, His Heirs or Successors, the Consent of the Kings Majesty, His Heirs or Successors, signified by Letter under His, Her or Their Royal Sign Manual to the Chief Governour or Governours of this Kingdom for the Time being to the making such Union, shall be to all Intents and Purposes as good and valid as if such Consent were Signified and Declared under the Great Seal of this Kingdom.

Provided the said Sign Manual be Enrolled in His Majesties High Court of Chancery within Six Calendar Months after the Date thereof, for which a Fee of Three Shillings and Four Pence shall be Paid and no more.

And be it further Enacted by the Authority aforesaid, That it shall and may be Lawful to and for the several and respective Deans and Chapters within this Realm of Ireland, by and with the Consent of the Archbishop of the Province and the Bishop of the Diocess, Certified under their Hands and Archiepiscopal and Episcopal Seals, to Endow any Vicarage or Curacy in any Parish, the Church whereof is Appropriate to them belonging with a convenient Portion of Glebe or Tithes, or both, belonging to such Dean and Chapter in such Parish or Parishes; And also with the Consent aforesaid to Augment such Endowments as have been already made for the support of a proper Vicar or Curate for performance of Divine Service and Cure of Souls within the same, saving to the then Tenants of such Glebes and Tithes all their Right and Title during their respective Leases.

And whereas by the said recited Act the Consent of the respective Deans and Chapters in such Diocess where there are Deans and Chapters is among other Things therein mentioned made necessary to the Endowments and Augmentation of Endowments of Vicarages or Curacies, with a convenient Portion of Glebe or Tithes, or both in Parishes, the Churches whereof are Appropriated belonging to the respective Dignitaries and Prebendaries in such Diocess, to be made by such respective Dignitaries and Prebendaries.

And whereas in some Diocesses in this Kingdom there are several and distinct Deans and Chapters whose joint consent in such Cases is of no real Use or Advantage and hath been found difficult to be obtained, and the good intent of the said recited Act obstructed thereby.

Be it Enacted by the Authority aforesaid, That the Consent of such Dean and Chapter of which the respective Dignitaries or Prebendaries to Endowing or Augmenting the Endowments of such Vicarage or Curacy as aforesaid are Members, to the making such Endowments or

Augmentation of Endowments, shall be to all intents and purposes as valid and effectual in Law as if the several and distinct Deans and Chapters of such Diocess had consented thereunto, any thing in the said recited Act contained to the contrary notwithstanding.

And Whereas by the said recited Act it is Enacted, That it shall and may be Lawful to and for every Archbishop, Bishop, Dean, Dignitary or Prebendary, with the Approbation and Consent therein mentioned, to Exchange any Rectory, Vicarage, Parish or Portion of Tithes to his or their said Archbishoprick, Bishoprick, Deanary, Dignity or Prebend belonging, for any other Rectory, Vicarage, Parish or Portion of Tithes within the same Diocess of equal or near the same value.

Be it Enacted by the Authority aforesaid, That it shall and may be Lawful to and for every Archbishop and Bishop, with the Consent of the Chief Governour or Governours of this Kingdom for the Time being, and Privy Council, Six at least Consenting, and for every Dean with the Consent of the Archbishop or Bishop of the Diocess and of the Chapter; And also, for every Arch Deacon, Dignitary or Prebendary, with like Consent of the Archbishop or Bishop, and the Consent of the respective Dean and Chapter, whereof such Dignitary or Prebendary is a Member in such Diocesses where there are Deans and Chapters, and in such Diocesses where there are no Deans and Chapters, then by and with the Consent of the major part of the Clergy at their respective Visitations, to Exchange any Rectory, Vicarage or Portion of Tithes to his or their said Archbishoprick, Bishoprick, Deanary, Arch Deaconry, Dignity or Prebend belonging for any Portion or parcel of Land of the same Value, the same to be Settled and remain to such Archbishop, Bishop, Dean, Arch Deacon, Dignitary or Prebendary, and his and their respective Successors, who are hereby enabled and made capable to take and retain the same.

Provided always, That such Rectory, Vicarage or Portion of Tithes so Exchanged shall be Settled upon and remain to such Person as shall have the actual Cure of Souls in the Parish whereof the Rectory, Vicarage, or any Portion of Tithes shall be so Exchanged, saving to the then Tenant and Tenants of all such Lands, Rectories, Vicarages and Portions of Tithes, all their Right, Title and Interest during their several and respective Leases.

Provided always, And be it further Enacted by the Authority aforesaid, That the said recited Act and every Clause, Matter and Thing therein contained and not hereby Altered and Repealed; And also this present Act shall be and continue in Force for Ten Years from the Second Day of February One thousand seven hundred and twenty three, and from thence to the End of the then next Session of Parliament, and no longer.

And whereas by an Act of Parliament lately passed in this Kingdom, Intituled, An Act for the Dividing of several Parishes of Saint Andrew's, Saint

~~Saint Nicholas, Saint Catherine's, Saint James's and Saint John's of~~
~~Kilmainsham~~; And for Erecting a new Parish by the Name of the Parish
of Saint Anne, on the Ground lying between ~~Grafton-street~~ and ~~Mer-~~
~~ion-street~~ in the Suburbs of the City of Dublin. Reciting, That Joshua
Dawson of the City of Dublin Esquire, had given a Plott or Piece of
Ground containing Two Hundred feet in length or depth, and One
Hundred feet in breadth, bearing and Bounding Eastward to Daw-
sons-street, Westward to a Lane leading from Anne-street to Duke-street,
and Northward by Anne-street for a Church and Church-yard and Vi-
carage House and Garden for the Vicar and Inhabitants of the said Pa-
rish of Saint Anne, it was amongst other Things Enacted, That the
said Plott or Piece of Ground so Given, Appointed and Described, should
be thereby Vested in Marmaduke Coghill and Samuel Dopping Esquires,
and their Heirs for ever upon Trust, nevertheless and to the intent and
purpose that a Parish Church, Vestry, and other Rooms and Conve-
nencies necessary for a Church might be Built thereon for the Use of
the Vicar, Minister and Parishioners of the said Parish.

And whereas Since the Time of Passing the said Act it was found
that the said Plott or Piece of Ground so Given and Sett out was not
conveniently Situated for Building and Erecting thereon the Parish-
Church for the said Parish of Saint Anne, whereupon at the request
of the Parishioners the said Plott was Exchanged for another Plott or
Piece of Ground in the said Parish, Enclosed with a Stone-Wall of
larger Extent and more conveniently Situated for the aforesaid purposes,
lying Eastwards of Dawson's-street and opposite to Anne-street, and
containing in front Westward to Dawson's-street One Hundred and
Twenty feet in depth, on the North side Two Hundred feet, on the
South side One Hundred Eighty Seven feet, and to the East One
Hundred and Twenty feet, and on part whereof a Church hath been
lately Built and Erected by the Direction of his Grace the Lord Arch-
bishop of Dublin, which hath been likewise Consecrated.

And whereas it is necessary that the Exchange of the said Plotts of
Ground be confirmed and made good by the Authority of an Act of
Parliament, and that the said Plott of Ground on part of which the
said Church hath been Erected, may for the purposes aforesaid be Settled
and Assured by Act of Parliament for the Use of the said Parish of
Saint Anne, and that the said Church so Built and Erected thereon
may be reputed and remain the Parish-Church of the said Parish for
ever.

Be it Enacted by the Authority aforesaid, That the Exchange of
the said Plotts of Ground be Confirmed and for ever accounted Good
and Valid, and the said Plott or Piece of Ground so Given, Ap-
pointed and Described, on part whereof the said Church hath been
Erected and Built, be, and is hereby Vested in the present Rector,
Parson or Minister of the said Parish, and his Successors for ever
in Trust for the Use of the said Parish for the purposes aforesaid;
and that the said Church so Erected and Consecrated, shall for ever be re-
puted

puted and remain the Parish-Church of the said Parish of Saint Anne, as fully and effectually to all intents and purposes as if the Church had been Erected on the Plott or Piece of Ground Vestied by the said Act in Marmaduke Coghill and Samuel Dopping Esquires, any thing in the said Recited Act of Parliament to the contrary notwithstanding.

**An A C T for Amending an
Act, Intituled, An Act for Confirm-
ing the several Grants made by Her
late Majesty, of the First Fruits and
Twentieth Parts, Payable out of the
Ecclesiastical Benefices in this King-
dom : And also, for giving the Arch-
bishops and other Ecclesiastical Persons
Four Years time for the Payment of
First Fruits, and for Incorporating
the Trustees and Commissioners of
the said First Fruits.**

C H P. VII.

WH E R E A S Her late Majesty Queen Anne of Blessed
Memory, for the Encouragement and Increase of Piety, did by
Letters Patents under the Great Seal of this Kingdom bear-
ing Date the Seventh Day of February in the Tenth Year of Her
Reign, Give and Grant unto the most Reverend Father in God Nar-
cissus then Lord Archbishop of Armagh Primate and Metropolitane of all
Ireland, Sir Constantine Phipps Knight, then Lord Chancellor of Ireland,
the most Reverend Fathers in God William Archbishop of Dublin,
William Archbishop of Cashel, John then Archbishop of Tuam, and to
the Reverend Fathers in God William then Bishop of Meath, Welbore
Bishop of Kildare, and to several other Bishops of this Kingdom, to
the then Chief Judges of the Courts of Kings-Bench, Common-Pleas and
Exchequer, the then Prime Serjeant at Law, Attorney-General, Soli-
citor-General ; And also to Sir John Percival Baronet now Lord Viscount
Percival, and Samuel Dopping Esquire, and other Persons in the said
Letters Patents mentioned, all and all manner of First Fruits issuing-
out of the Ecclesiastical Benefices Payable by the Clergy in this King-
dom of Ireland by whatsoever Name the same are Called, and by what-
soever Right or Title the same did belong unto Her then Majesty, or to
the

the Crown, to hold the said First Fruits Issuing out of the said Ecclesiastical Benefices Payable by the Clergy of this Kingdom to the said Archbishops, Bishops, and their Successors respectively, and to others the Persons aforesaid, and in the said Letters Patents mentioned upon the Trusts, and to the Uses, Intents and Purposes in the said Letters Patents Expressed and Declared.

And whereas the said Sir John Percival Baronet, now Lord Viscount Percival, and Samuel Dopping Esquire, Two of the said Trustees, in whom the said First Fruits are by the said Letters Patents Vested being only private Persons, neither were nor are Capable of having any Successors, and all the rest of the said Trustees being at the time of making the said Letters Patents in publick Offices and Employments, the several Persons who from time to time shall respectively be in the same Offices and Employments, are by the said Letters Patents to be Vested in the said Trust in like manner as the said Persons at that time named were so to be Vested.

Now for the better Enabling the said Trustees in the said Letters Patents mentioned to Execute the Trusts therein and thereby reposed in them,

Be it Enacted by the Kings Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament Assembled, and by the Authority of the same, That the said Trustees in the said Letters Patents named, or as many of them as by the said Letters Patents or by an Act of Parliament made in Second Year of His Majesty's Reign, Intituled, An Act for Confirming the several Grants made by Her late Majesty, of the First Fruits and Twentieth Parts, Payable out of the Ecclesiastical Benefices in this Kingdom: And also, for giving the Archbishops, Bishops, and other Ecclesiastical Persons, Four Years time for the Payment of First Fruits. Or by this present Act, have or shall have Power to Transact the Business of the said Trust, shall have Power to nominate and Elect a Person in the room of the said Samuel Dopping who is now Dead, and another in the Room of the said Lord Viscount Percival after his Decease, and so from time to time as often as any Vacancy shall happen in the Places of them the said Lord Viscount Percival and Samuel Dopping, or of any Person hereafter to be Elected to Succeed therein, shall and may nominate and Elect some other Person or Persons into such Place or Places, which said Persons so from time to time Elected, shall to all intents and purposes be deemed to stand in the Room of the said Lord Viscount Percival and Samuel Dopping respectively, as if their own proper Names had been inserted in the said Letters Patents.

And be it Enacted, That the said Trustees shall from after the Twenty fifth Day of March in the Year of our Lord One thousand seven hundred and twenty four, be One Body Politick and Corporate, by the Name of the Trustees and Commissioners of the First Fruits Payable out of Ecclesiastical Benefices, and shall have perpetual Succession, and shall have and use a Common Seal to be by them from time to time appointed, and that they and their Successors by the Name aforesaid may Sue and Implead, and be Sued and Impleaded, Answer and

and be Answered in all Courts of Record, or any other Place whatsoever, and that the said First Fruits issuing out of the Ecclesiastical Benefices Payable by the Clergy in this Kingdom so as aforesaid Given and Granted to the said Trustees by the said Letters Patents, from and after the said Twenty-Fifth Day of March, shall be and are hereby Vested in the said Corporation and their Successors, and that the said Corporation and their Successors shall Have and Enjoy all and singular the Rights, Privileges, Powers and Authorities by the said Letters Patents, and the said recited Act Given and Granted to the said Trustees, and shall and may by the same aforesaid Do, Perform and Execute all and singular the Acts, Matters and Things which by the said Trustees might Lawfully be Done, Performed and Executed.

And whereas by the said Letters Patents any Nine or more of the Persons therein named (whereof the Lord Chancellor, One of the Archbishops and Two of the Bishops of this Kingdom for the Time being were always to be Four) were Appointed and Constituted Trustees and Commissioners of Her said Majesty, Her Heirs and Successors, for the Disposition of the said Revenue of First Fruits.

And whereas by the said Act made in the Second Year of the Reign of His present Majesty King George, It is Enacted, That any Seven or more of the said Trustees and Commissioners, (of whom the Lord Chancellor, the Lord Keeper, or First Commissioner of the Great Seal for the Time being, who are thereby respectively Impowered to Act in that behalf in the same manner as the Lord Chancellor ought to have Acted, One of the Lords Archbishops and Two of the Bishops of this Kingdom shall be always Four,) might for ever hereafter Act in the said Trust, and Dispose of the said First Fruits in the same manner to all intents and purposes as any Nine of the said Trustees might have Acted and Disposed thereof.

And whereas it frequently happens thro' multiplicity of other Business that the Lord Chancellor, and it may happen that the Lord Keeper and First Commissioner of the Great Seal cannot be present at the Meetings of the said Trustees for the Execution of the said Trust.

It is further Enacted by the Authority aforesaid, That in the Absence of the Lord Chancellor, Lord Keeper or First Commissioner of the Great Seal for the Time being, One of the Archbishops, Two of the Bishops of this Kingdom, and One of the Chief Judges of His Majesties said Courts of Kings Bench, Common Pleas or Exchequer, for the Time being, and in the Absence of the said Chief Judges, then either the Prime Serjeant at Law, Attorney General or Solicitor General for the Time being, with any Three or more of the said Trustees and Commissioners in the said Letters Patents named, or their Successors, shall be a Quorum of the said Corporation, and may for ever hereafter Act in the said Trust, and Dispose of the said First Fruits in the same manner to all intents and purposes as any Seven or more of the said Trustees as aforesaid by Virtue of the said Act, or any Nine or more of the said Trustees as aforesaid by Virtue of the said Letters Patents might

might have Acted or Disposed thereof, and that such Act and Disposition shall be to all intents and purposes as good and valid in Law as if the same had been made and done by Nine or more of the said Trustees according to the said Letters Patents, or by any Seven or more of the said Trustees according to the said recited Act, any thing in the said Letters Patents or in the said Act contained to the contrary in any wise notwithstanding.

And whereas by one other Act made in the Second Year of the Reign of His present Majesty, Intituled, An Act for Real Union and Division of Parishes. It is Enacted, That from and after the Twenty Fourth Day of June in the Year of our Lord One thousand seven hundred and seventeen, for and during the Term of Ten Years from thence next ensuing, it should and might be Lawful for the Chief Governour or Governours of this Kingdom for the Time being, with the Assent of the major part of the Privy Council in Council Assembled, Six at least Consenting, and with the Advice and Approbation of the Archbishop of the Province and the Bishop of the Diocese, Certified under their Hands and Achiepiscopal and Episcopal Seals, with the Consent of the respective Patrons and Incumbents, Certified under their Hands and Seals, Attested by Two or more Credible Witnesses Subscribing thereunto, to Divide Old Parishes, or separate any Parish or part of a Parish of late United, and to Unite Parishes one to another, or part of a Parish to another Parish, or part of a Parish in Perpetuity, and to Erect such Divided or United Parishes or part of Parishes into new Parishes, with all Parochial Rights; And also, to Unite or appropriate any Benefice or Benefices having actual Cure of Souls to a Dignity or Prebend without Cure.

Therefore for the better securing the Payment of the First Fruits of such Parishes or parts of Parishes as shall be United or Appropriated by Vertue of the said Act.

Be it further Enacted by the Authority aforesaid, That where one or more Parish or Parishes, or part of one or more Parish or Parishes shall be United to another Parish or Parishes, or to a part of a Parish or Parishes, or where any Benefice or Benefices having actual Cure of Souls, shall be United or Appropriated to a Dignity or Prebend without Cure, in pursuance of the said Act, and the Incumbent of any the said United Parishes, or of the Parish or Parishes whereof part only shall be so United to any other Parish or Parishes, or of such Benefice or Benefices United and Appropriated to a Dignity or Prebend, shall Die, Resign or be Removed, then the next Incumbent or Person Succeeding in the Place of him so Dying, Resigning or being Removed shall be Chargable with, and shall accordingly Pay the First Fruits of such Parish or Parishes, or part of Parish or Parishes, or of such Benefice or Benefices so United and Appropriated, as if he were Legally Collated or Instituted and Inducted to the same.

And to the End that such Incumbent, Dignitary or Prebendary, may be respectively charged with such First Fruits, the Archbishop and Bishop

of this Kingdom are hereby respectively required to make and return to the First Fruits Office a Certificate of the Death, Removal or Resignation of such Incumbent or Incumbents of such Parish or Parishes, or part of Parish or Parishes, or of such Benefice or Benefices so United or Appropriated, and the Name of the next Incumbent or Person Succeeding in the Place of him so Dying, Resigning, or being Removed as aforesaid; together with the several and particular Denominations of each Divided and United Parish or Parishes, within such time, and in such and the same manner as Certificates are, or usually have been made and returned upon the Institution or Collation of Incumbents to Livings, or Benefices.

And be it further Enacted by the Authority aforesaid, That where ever any Parish or Parishes, or part of a Parish or Parishes (now liable to the Payment of First Fruits) shall be Divided by Virtue of the said Act, It shall and may be Lawful for the Chief Governour or Governours and Privy Council of this Kingdom for the Time being, in and by the Instrument in Writing whereby such Division shall be Made, Approved or Confirmed by them, to Settle and Ascertain a just Proportion of the First Fruits now due for such Parish or Parishes, which shall be Payable out of, or for each and every the Parish or Parishes, or part of Parish and Parishes which shall be so Divided; And that such First Fruits as shall be thereby Ascertain'd, and no other shall from thenceforth be Payable out of and for the said Parish or Parishes, part of Parish or Parishes respectively as shall be so Divided, any Law, Statute or Custom to the contrary thereof in any wise notwithstanding.

And be it further Enacted by the Authority aforesaid, That when any Parish hath been already Divided into Two or more Parishes, or where part of one or more Parish or Parishes hath been Created into a new Parish, or United to any other Parish or Parishes before the First Day of this present Session of Parliament by Virtue of the said Act; That it shall and may be Lawful for the Archbishop of the Province, and Bishop of the Diocess where such Divided or New Created Parish or Parishes lie, by Instrument in Writing under their respective Hands and Archiepiscopal and Episcopal Seals, by and with the Consent of the said Trustees and Commissioners of the said First Fruits, or any Seven more of them as aforesaid, signified under their Common Seal to Settle and Ascertain a just proportion of the First Fruits formerly Due for such Parish or Parishes, which shall be Payable out of and for such New Created Parish or Parishes, and out of and for the respective parts of such United or Divided Parish or Parishes, and that such First Fruits as shall be Settled and Ascertain'd in manner aforesaid, and no other, shall from thenceforth be Payable out of and for such New Created, Divided or United Parish or Parishes as the same shall respectively become Void, and shall upon every such Avoidance be Secured, Sued for, and Recovered in such and the same manner as the First Fruits of other Parishes in this Kingdom are and may be by Law Secured, Sued for and Recovered.

Prohibited always, and be it further Enacted by the Authority aforesaid, That nothing herein contained shall Extend or be Construed to Extend to Charge or make liable any Parish or Parishes, or any part thereof that shall be Divided pursuant to the said Act, with or to the Payment of First Fruits, that is or are now Discharged or Exempted therefrom, any thing herein before contained to the contrary thereof in any wise notwithstanding.

An ACT for Accepting the Solemn
Affirmation or Declaration of the People called
Quakers, in certain Cases instead of an Oath
in the usual Form.

CHAP. VIII.

WHEREAS for the more easie carrying on of Trade and Com-
merce within this Kingdom, it may be convenient in some Cases
to accept of a Solemn Declaration or Affirmation from the
People called Quakers, in the Room of an Oath, which according to
their Principles they alledge to be Unlawful for them to take.

Be it Enacted by the King's Most Excellent Majesty, by and with the
Advice and Consent of the Lords Spiritual and Temporal and Commons
in this present Parliament Assembled, and by the Authority of the same,
That from and after the Second Day of February in the Year of our
Lord One thousand seven hundred and twenty three, every Quaker with-
in this Kingdom who shall be required upon any Lawful Occasion to
take an Oath where by Law an Oath is required in making Entries,
Invoicing of Ships or Goods, and Obtaining Debentures at the Custom-
House, and in all and every other Case where an Oath is required in the
way of Trade, before any Person or Persons concerned in the Manage-
ment of His Majesties Revenue in this Kingdom; As also, in Recovering
of small Debts in a Summary Way by Civil Bill, and in Proving
their Book Debts for any Sum not exceeding One Hundred Pounds,
and in Recovering of Rent and Arrears of Rent due to any Quaker
where the Title of the Land doth not come in Question, and in Crea-
ments to be brought where the Lessor of the Plaintiff is a Quaker upon
the several Acts made to prevent Frauds committed by Tenants, or any
of them; And also, in taking out Administrations, Proving of Wills
in Common Form, and Returning Inventories; As also, where by Law
an Oath is required in obtaining Freedoms in Cities and other Towns
Corporate, and upon Attachments and Foreign Attachments in Inferi-
our Courts, and in Elections of Members of Parliament, shall in such
Cases instead of an Oath in the usual Form, be permitted to make his
or her Solemn Declaration or Affirmation in these Words following,
(Vizt.)

I A. B. Do Solemnly, Sincerely and Truly Declare and Affirm. And
all Persons Authorized or Required to Administer or Tender an Oath
in all and every the Cases aforesaid, are hereby Authorized and Required
to Administer and Tender the said Solemn Affirmation or Declaration
to the said People called Quakers in the Words by this Act appointed as
aforesaid, which said Solemn Declaration, or Affirmation shall be Ad-
judged

judged and taken to be of the same Force and Effect to all intents and purposes in all Courts of Justice, and before all Persons, and in all Places where by Law an Oath is required within this Kingdom, for and in respect of the Cases herein before particularly mentioned, as if such Quaker had taken an Oath in the usual Form, in all, every or any of the Cases aforesaid.

And be it further Enacted by the Authority aforesaid, That if any Person making such Solemn Declaration or Affirmation, in all, every, or any of the Cases aforesaid, shall be Lawfully Convinced, Willfully, falsely and Corruptly to have Declared or Affirmed any Matter or Thing, which if the same had been Sworn in the usual Form, would have amounted to Willful and Corrupt Perjury, every such Person so Offending, shall incur the same Penalties and Forfeitures as by the Laws and Statutes of this Realm are Enacted against Persons Convinced of Willful and Corrupt Perjury.

Provided always, and be it Enacted by the Authority aforesaid, That when any Quaker or reputed Quaker within this Kingdom, shall be Required in pursuance of an Act of Parliament made in this Kingdom in the Sixth Year of the Reign of His present Majesty, Intituled, An Act for Exempting the Protestant Dissenters of this Kingdom from certain Penalties to which they are now Subject. To make and Subscribe the Declaration of Fidelity therein mentioned to His present Majesty, such Quaker shall also (if Required) make and Subscribe his or her Name or Mark to the following Profession of their Christian Belief, in these Words, (Vizt.)

I A. B. Profess Faith in God the Father, and in Jesus Christ his Eternal Son, the true God, and in the Holy Spirit, one God Blessed for evermore; and do acknowledge the Holy Scriptures of the Old and New Testament to be given by Divine Inspiration. Which Declaration and Profession, shall be Made and Entered of Record at the General Quarter-Sessions of the Peace at the County, City or Place where such Person shall then Reside, and the Clerk of the Peace of every such County, City or Place, shall give to every such Quaker requiring the same, a Certificate in Writing of such Quakers having Made and Subscribed the said Declaration and Profession, which Certificate shall be allowed of in all Courts and Places as Proof of such Quaker having made and Subscribed the said Declaration and Profession, and for which the Clerk of the Peace shall be allowed One Shilling, and no more.

Provided always, That no Person or Persons shall be Deemed a Quaker within the intention of this Act, unless he, she or they shall produce a Certificate or Certificates under the Hands of Six Credible Persons of their own Congregation, of his or her having been of that Profession at least Three Years then last past if thereunto required.

And be it further Enacted by the Authority aforesaid, That this Act shall be Deemed, Adjudged and Taken to be a Publick Act, and be Judicially taken notice of as such by all Judges, Justices, and other Persons whatsoever.

Provided always, That this Act shall continue in Force for the space of Three Years, and from thence to the End of the then next Session of Parliament, and no longer.

An ACT for Continuing and Amending
of the Laws in Relation to Butter and Tal-
low, And the Casks in which such Goods are
to be made up, and in Relation to the Curing
of Hides, and making up of Beef and Pork
for Exportation ; And for preventing the De-
struction of Salmon.

C H P. IX.

WHEREAS the several Laws heretofore made to prevent
Frauds and Abuses in making up Butter and Tallow, have
not had their due Effect,

Be it Enacted by the King's Most Excellent Majesty, by, and with the
Advice and Consent of the Lords Spiritual and Temporal, and Com-
mons in this present Parliament Assembled, and by the Authority of the
same, That one Act made in the Eighth Year of his present Majesties
Reign, Intituled, An Act for the farther Amendment of the Laws, in
Relation to Butter and Tallow Casks, Hides, and other Commodities of
this Kingdom ; And for preventing Destruction of Salmon. Shall con-
tinue and remain in full Force from the last Day of this present Sess-
ion of Parliament until the Second Day of March in the Year of our Lord
One thousand seven hundred and twenty three, and no longer ; And that
all and every Person and Persons who have been appointed Weigh
Master or Weigh Masters in any Town or Place in pursuance of the
said Act, shall and may continue to Execute the Office of Weigh
Master in such manner as herein after by this Act is Directed, until such
time as some other Person or Persons by this Act nominated or to be
appointed in pursuance thereof, shall take upon him or themselves such
Office of Weigh Master.

And be it Enacted by the Authority aforesaid, That on or before the
first Day of March One thousand seven hundred and twenty three, in
every City and Town Corporate in this Kingdom, Except the Cities of
Dublin and Cork, the Chief Magistrate and Aldermen, or Chief Ma-
gistrate and Burgeses where there are no Aldermen, under the Seals
of their respective Corporations, and in every Place of Export from whence
Butter and Tallow are commonly Shipt for Exportation, such Place
being no City or Town Corporate, and in every Barony in this King-
dom wherein there is any Market Town, the Justices of the Peace at the
next General Quarter Sessions of the Peace after the said first Day
of March to be held for the respective Counties in which such Places of
Exportation and Baronies lye under their Hands and Seals, and so
from

from time to time as any Vacancy shall happen, shall nominate and Appoint some one or more Discreet and Skillful Person or Persons to be a publick Weigh Master or Publick Weigh Masters in and for such respective City, Town Corporate, Place of Export and Barony.

And be it Enacted by the Authority aforesaid, That the Weigh Master and Weigh Masters so to be appointed, and also the present Weigh Masters of Belfast, who are hereby appointed Weigh Masters of the said Town of Belfast, shall hold and Enjoy such his and their Office of Weigh Master and Weigh Masters during his and their Good Behaviour, and until such time as he or they shall in manner herein after mentioned before the Chief Magistrate and Aldermen, or Chief Magistrate and Burgesses of the City or Town Corporate, or before the Justices of Peace at the General Quarter Sessions of the Peace for the County in which such Place of Export or Barony lies, for which he or they are appointed Weigh Masters respectively, be Convicted of having Acted contrary to the Duty of his and their Office.

And be it Enacted by the Authority aforesaid, That the Chief Magistrate and Aldermen, or Chief Magistrate and Burgesses in the said Cities and Towns Corporate respectively, and the Justices of the Peace at the General Quarter Sessions of the Peace in their respective Counties, shall and may upon full Proof of the Misbehaviour of such Weigh Master and Weigh Masters in his or their Office, either upon full Hearing of him or them, or upon his or their being duly Summoned, and neglecting to appear by Writing under the Hands and Seals of them, or the major part of them respectively, remove such Weigh Master or Weigh Masters so appointed for such City, Town Corporate, Place of Export or Barony, and nominate and Appoint another, or others in his or their stead.

Provided always, That if any Weigh Master or Weigh Masters so Removed, or the Person or Persons so Complaining of him or them, shall think him or themselves Agrieved by the Determination of such Chief Magistrate and Aldermen, Chief Magistrate and Burgesses, or Justices of the Peace, It shall and may be Lawful to and for the Party who shall think himself so Agrieved, to Apply by Petition to the Justice or Justices of Assize for the County or Place in which the City, Town Corporate, Place of Export or Barony shall lie in his or their next Circuit, who are, and is hereby Impowered and Required to Hear, and finally Determine the Matter of such Petition, and to Restore such Weigh Master and Weigh Masters if unduly Removed, or to Remove him or them if the Complaint be thought just, by Warrant under his and their Hand and Seal, or Hands and Seals; And also, at his or their Discretion to Award reasonable Costs to the Party, who upon Hearing such Petition shall appear to be Agrieved, which Cost shall be Paid by the Party against whom the same shall be Awarded, within a time to be appointed by such Justice or Justices of Assize, and in Default of such Payment, the Party against whom the said Costs are Awarded shall be Committed till the same are Paid.

And be it Enacted by the Authority aforesaid, That every Weigh Master hereby nominated or to be Appointed in pursuance of this Act before he shall enter upon the Execution of such Office, shall perfect a Bond with sufficient Security to the Chief Magistrate of such City or Town Corporate respectively, or enter into a Recognizance before the Justices of Peace at the Quarter Sessions for such respective County, of such Penality

ty as the said Chief Magistrate or the said Justices of Peace shall think reasonable, not exceeding five Hundred Pounds, nor less than Twenty Pounds, Conditioned for his True and Faithful Performance and Execution of his said Office, and shall likewise take before the said Chief Magistrate or Justices the Oath following, (Vizt.)

I A. B. Do Swear, That I will Diligently and Faithfully Execute the Office of Publick Weigh Master during the time I shall continue in the said Office, I will take Care truly without Fraud or Delay, to Weigh all Butter and Tallow, and to Weigh and Brand all Butter and Tallow Casks in such Order as the said Goods shall be brought to me to be Weighed or Branded; And in all other respects, I will truly Execute my said Charge,

So help me God.

Which Oath the said Chief Magistrate and Justices of the Peace at their Quarter-Sessions are hereby Impowered to Administer.

And be it Enacted by the Authority aforesaid, That every Weigh Master hereby nominated to be appointed in pursuance of this Act, shall provide a sufficient and convenient Weigh-House or Weigh-Houses, to be approved in each City and Town Corporate, by the Chief Magistrate and Aldermen, or Chief Magistrate and Burgesses, and in every other place of Export and Barony, which Weigh-House in each Barony shall be in some Market Town, to be approved by the Justices of Peace at their respective Quarter-Sessions; And shall also provide Beams, Scales, Weights, Branding-Irons, and other necessaries at his proper Charge, and shall attend at his Weigh-House by himself, or by a sufficient Deputy, to be approved of by the Chief Magistrate and Aldermen, Chief Magistrate and Burgesses, or Justices of the Peace at the Quarter-Sessions respectively in every City and Town Corporate where Butter and Tallow have been frequently or usually sold, and in every other Place of Export from whence such Commodities are commonly Exported every Day in the Week (Sundays and Holy-days excepted) from Six of the Clock in the Morning till Twelve, and from Two in the Afternoon till Six, from the Twenty fifth Day of March till the Twenty fifth Day of September, and from thence to the Twenty fifth Day of March from Eight in the Morning till Twelve, and from Two in the Afternoon till Four, and in such Towns Corporate where Butter or Tallow are not usually and frequently sold, and in such Places of Export from which the said Commodities are not commonly Exported on Market Days only during the Hours aforesaid, and then and there Weigh, Brand and Pack all such Commodities and empty Casks as by this Act he is required.

And be it Enacted by the Authority aforesaid, That no Person or Persons from and after the first Day of March One thousand seven hundred and twenty three, shall Buy or Sell any Empty Casks for Packing of Butter for Sale or Export, or shall make up or Pack Butter in any Casks for Sale, unless such Cask be made of good seasoned Oak, Ash or Sycamore, wherof no part to be Wogg-Clamber, and made Tight that they will hold Pickle, with Head and Bottom equally Dressed and set to the Cords, with Twelve good fresh sufficient Hoops on each Cask, all well Twigg'd with good fresh Oler Twiggs, nor before such Cask or Casks shall be Weighed and Branded by some Weigh

Master or Weigh Masters by this Act nominated, or pursuant to this or the said former Act appointed or to be appointed, which Weigh Master or Weigh Masters, or his or their Deputy, shall be, and are, or is hereby empowered and required to Weigh all such Empty Casks, and to allow on Account of Soakage Two Pounds more on each Ferkin that shall contain Half a Hundred Weight of Peat Butter, and Four Pounds on each Cask containing a Hundred Weight, and so in proportion to the Size of the Cask, the Weight of which empty Cask, with the Allowance for Soakage as aforesaid, the said Weigh Master or his Deputy is hereby required to Brand on the Head, Side and Bottom of every such Empty Cask or Casks, together with the First Letter of his Christian Name and his Sir Name at length, with the Name of the Place where such Weigh-House shall be kept, and in Case any Weigh Master or Weigh Masters, his or their Deputy shall Weigh or Brand any such Cask or Casks not made as as aforesaid, or any Person or Persons shall Buy or Sell any Cask or Casks not Branded as aforesaid, the said Weigh Master, Buyer and Seller, being thereof Lawfully Convicted before the Chief Magistrate of the Place, or some Justice of the Peace of the County or Division where such Offence shall be committed, upon the Oath of One or more Credible Witnesses or Witnesses, (which Oath such Chief Magistrate and Justice is herein Impowered to Administer,) shall for every such Offence respectively Forfeit the Sum of Five Shillings, to be Levied by Warrant under the Hand and Seal of such Chief Magistrate or Justice of the Peace, by Distress and Sale of the Goods of the Offenders, which Warrant the said Chief Magistrate or Justice of the Peace is hereby Required and Impowered to Issue, One Portion of which Forfeiture shall go to the Poor of the Parish, and the other to the Informer.

And be it Enacted by the Authority aforesaid, That if any Weigh Master or his Deputy, shall Mark any Cask falsely as containing more or less than the true Weight, the Weigh Master by whom, or by whose Deputy any such Cask shall be falsely Marked being Convicted thereof as aforesaid, shall for every such Cask falsely Marked Forfeit the Sum of Ten Shillings, to be Recovered, Levied and Distributed in the manner, and by the means aforesaid.

And to the intent that the Tare of the Tallow Casks may be known, Be it Enacted by the Authority aforesaid, That all Casks in which Tallow shall be Packed or made up, shall before the same be Filled or Packed, be brought to One of the said Publick Weigh-Houses where such Weigh Master, or his Deputy attending the same, shall Brand the true Weight of such Cask on Side, Bottom and Top, with the First Letter of his Christian Name and his Sir Name at length, and the Place of his Abode; And in Case any Person or Persons make up Tallow in any Cask and shall Export the same to Sale, or attempt to Export any Tallow where the Casks are not Branded as aforesaid, such Person or Persons shall Forfeit for every such Cask of Tallow the Sum of Ten Shillings Sterling, to be upon Conviction Recovered, Levied and Distributed in like manner as before mentioned.

Provided always, That no Weigh Master shall Weigh and Brand as aforesaid any Empty Ferkin or Cask which may contain Half a Hundred of Peat Butter that shall Weigh less than Ten Pounds, and so in proportion for a larger Cask, any thing herein contained to the contrary notwithstanding.

And

And whereas the Credit and Reputation of the Trade of this Nation is principally intended to be taken care of, by having the several Goods and Merchandizes herein mentioned sent Abroad in good and sufficient Order, which is by Experience found Impracticable if Butter and other Goods in the said Statute mentioned are to be Weighed and Branded by Inland Weigh Masters, who cannot reasonably be presumed to be so competent Judges of the Quality of such Goods, or to have such Regard for the Credit of the Trade of this Nation, as Weigh Masters that are to be had at the Places of Export, and that are immediately under the Inspection of the Merchants who Export such Goods, and for whose Credit and Advantage it is to have the same sent Abroad, made up according to Law.

Be it therefore Enacted by the Authority aforesaid, That from and after the first Day of March One thousand seven hundred and twenty three, all and every Cask or Casks of Tallow and Butter before the same be sold in, or Exported from any Sea Port Town or Place of Export within this Kingdom, shall be brought to some Publick Weigh-House of such Sea Port Town or Place of Export by this Act, or by the said former Act appointed or to be appointed, there to be Tryed, Probed, and Weighed by such Weigh Master or his Deputy, who are hereby required strictly to Inspect the same, and before he or they Mark or Brand the same, to see that such Butter and Tallow be Merchantable and made up according to the known Laws of this Kingdom; And in Case any such Goods shall not appear to be Merchantable or so made up, such Weigh Master or Weigh Masters, or their Deputies, are hereby Required and Impowered to carry such Butter and Tallow, with the Person who brought the same, to be Weighed before some neighbouring Justice of the Peace, or the Chief Magistrate of the Place, who is hereby Impowered to Enquire into the same, and if such Goods shall upon Examination and Inspection, or due Proof appear to him to be Unmerchantable, or made up contrary to Law, he shall Adjudge the said Goods Forfeited, One Moiety to the Poor of the Parish, and the other to the Informer; And if such Justice or Chief Magistrate shall be doubtful of the Quality of such Butter or Tallow, or if either Party require the same, such Justice or Chief Magistrate is hereby Impowered and Required to Summon, Examine and Hear upon Oath Two well Sworn Merchants of the Place, in Relation to the Nature and Quality thereof, that he may the better be able to Determine concerning the same, and when such Butter and Tallow so brought to be Weighed pursuant to this Act, shall appear to such Weigh Master or his Deputy, to be Merchantable and made up according to Law, such Weigh Master or his Deputy, shall and is hereby required to Weigh the same, and to Mark on the Head and Side of each Cask the Gross Weight thereof, and on the Side thereof to Brand the Name of such Place of Export, together with the full Letter of the Christian Name and the Surname at length of such Weigh Master, as an Office Mark.

And whereas the small Fee given by the before mentioned Act for Branding Empty Casks for Butter and Tallow, and for Weighing Butter and Tallow, has been found by Experience not to be a sufficient Recompence for the Charges Weigh Masters are put to, and the Labour requisite in the Execution of their Office, nor a Reasonable Encouragement

encouragement for Men of Understanding and Probity to undertake the same.

Be it Enacted by the Authority aforesaid, That from and after the said First Day of March in the Year of our Lord One thousand seven hundred and twenty three, all and every Weigh Master and Weigh Masters who are hereby, or who shall in pursuance of this Act be appointed, or continue Impowered to Weigh and Brand Empty Casks for Butter and Tallow, shall have and receive from the Person bringing the same to be Weighed and Branded the Sum of One Penny, and no more, for every such Empty Cask so Weighed and Branded of any Size whatsoever; And for the Weighing and Branding of every Barrel, Half Barrel or Ferkil, or other Cask of Butter, the Sum of One Penny, and no more; For every Cask of Tallow, the Sum of a Half Penny per Hundred Weight, and no more; And that upon refusing to pay the above Fees for the aforesaid Goods by the Persons bringing them to be Weighed, It shall and may be Lawful for any Weigh Master, or his Deputy, to detain such Goods or Empty Casks until Satisfaction be made according to the true intent and meaning of this Act.

And be it further Enacted by the Authority aforesaid, That if any Weigh Master shall neglect or refuse to attend on the Days, and during the respective Times hereby appointed by himself, or his Deputy, such Weigh Master shall for each Offence of himself, or Deputy, respectively forfeit the Sum of Five Pounds, to be recovered by him or them who shall sue for the same by Civil Bill in the several and respective Counties where such Weigh-Houses or Weigh-Houses are appointed; And in the County of the City of Dublin, and County of Dublin, at the Quarter-Sessions respectively, which the Justices of the Peace for the City of Dublin, are hereby Impowered to Hear and Determine at the Quarter-Sessions of the Peace for the said City. Provided, That such Civil Bill be brought at the next Assizes or Quarter-Sessions respectively.

And be it Enacted by the Authority aforesaid, That every Person who shall Counterfeit or Alter the Brand or Mark of any Weigh Master, shall forfeit the Sum of Ten Pounds for every such Offence, to be recovered by Civil Bill as aforesaid, by any Person who shall sue for the same.

And be it Enacted by the Authority aforesaid, That from and after the First Day of March One thousand seven hundred and twenty three, if any Person or Persons shall attempt to Export, or lay upon any Wharf or Key in Order for Exportation, any Butter or Tallow Cask or Casks not Branded and Marked as aforesaid, such Butter and Tallow and the Casks in which the same are made up shall be forfeited, and may be Seized by the Weigh Master of the Place, or his Deputy, and upon due Proof, shall be Condemned and Sold by the Chief Magistrate of the Place, or some Neighbouring Justice of the Peace, and One moiety of the Money arising by such Sale, Paid to the Person who shall Seize the same, and the other moiety to the Use of the Poor of the Parish where such Offence shall be Committed.

And to the intent that the several Regulations herein appointed, may be strictly Observed, and faithfully and truly Executed in the City of Cork, which is a Place of great Export.

Be it Enacted by the Authority aforesaid, That Edmond Knapp of the said City, Alderman, and Edward Hoare of the said City, Alderman, and the Survivor of them, shall be, and are hereby appointed to be Weigh Master and Weigh Masters of the said City, subject to the several Regulations herein before mentioned for the due Execution of the said Office of Weigh Master, which said Office shall and may be Executed by them, or the Survivor of them, his, or their sufficient Deputy or Deputies, during the good Behaviour of the said Edmond Knapp and Edward Hoare, and the Survivor of them.

Provided always, That the said Edmond Knapp and Edward Hoare, and the Survivor of them, shall and may be from time to time subject and liable to be Removed for Misbehaviour in the Execution of the said Office committed by them, or either of them, or the Deputy or Deputies of them, or either of them, by the Mayor, Aldermen and Common Council of the said City, in such manner as Weigh Masters appointed by the Mayor and Aldermen in other Cities and Towns Corporate, are by this Act made Removable by such Mayor and Aldermen, with Liberty to the said Weigh Masters, or either of them who shall be so Removed, of Appealing to the Justice or Justices of Assize for the Circuit in which the said City of Cork lies in his or their next Circuit, in such manner as is in other Cases provided for by this present Statute.

Provided also, That if the said Edmond Knapp and Edward Hoare, or either of them, or the Survivor of them, shall Alien, Sell, Lease, or otherwise Dispose of the Office of Weigh Master, which by this present Act is Vested in them, and the Survivor of them, to any Person or Persons whatsoever, that then and in such Case, the said Office of Weigh Master so as aforesaid Granted to them shall Cease and Determine; And also, every Sale, Grant or Lease made by them contrary to the Intent of this Act, shall be absolutely Null and Void to all intents and purposes whatsoever.

Provided also, That if the said Office of Weigh Master for the City of Cork, shall become Vacant by the Death or Removal of the said Edmond Knapp and Edward Hoare, or otherwise, then and in every such Case, it shall and may be Lawful to and for the Mayor, Aldermen, and Common Council of the said City of Cork, by Writing under the Common Seal of the said Corporation, to nominate and appoint Two other Persons to the said Office, who after such nomination and appointment shall hold the same to them, and the Survivor of them to be Executed by themselves, or the Survivor of them, or his or their sufficient Deputy or Deputies, during the good Behaviour of the Persons so appointed, subject to the several Regulations herein before mentioned for the due Execution of the Office of Weigh Master, and to the same Power of Removal as is herein before appointed for the said Edmond Knapp and Edward Hoare, and their Deputies respectively.

And be it further Enacted by the Authority aforesaid, That the Lord Mayor, Sheriffs, Commons and Citizens of the City of Dublin, in Common Council Assembled, shall and may from time to time appoint one or more Weigh Master or Weigh Masters for the City of Dublin, for such time and in such manner as is herein before Directed, who by him or themselves, his or their sufficient Deputy or Deputies shall Execute the said Office, subject nevertheless to the several Regulations herein before appointed in relation to the Weigh Masters of the City of Cork, any thing in this Act contained to the contrary notwithstanding.

And be it Enacted by the Authority aforesaid, That all and every the Clauses, Powers, Matters and Things in the said Act, Intituled, An Act for the further Amendment of the Laws in Relation to Butter and Tallow Casks, Hides and other Commodities of this Kingdom; And for preventing the Destruction of Salmon. As far as the same relate to the Dressing, Salting, Making up, Weighing and Selling of Hides in the City of Dublin, and in the Liberties of Saint Sepulchers, Thomas-Court and Donore, and to the Dressing of Calf-Skins in the said City and Liberties; And also, as far as the same Relate to Casks in which Beef or Pork are made up for Exportation; And also, as far as the same Relate to Restrain any sort of Fishing for Salmon, or the use of any Instruments or Nets which may Destroy Salmon or Salmon Fry, or to the taking or killing of Salmon between the First Day of August and First Day of February, shall continue and remain in full Force during the continuance of this present Act, and no longer.

Provided always, That every Weigh Master in the said City of Dublin, and in the said Liberties of Saint Sepulchers, Thomas-Court and Donore, shall and may take and receive the Sum of one Half Penny and no more, for weighing and Weighing of every Hide.

Provided always, That this present Act shall continue and remain in Force for the Space of Seven Years, and from thence to the End of the then next Session of Parliament, and no longer.

AN

An ACT for Regulating Abuses committed in Buying and Selling of Cattle and Sheep in the several Markets in this Kingdom.

CHAP. X.

WHEREAS several Abuses frequently happen in the Markets of Smith-field in Dublin, and elsewhere in this Kingdom, by Persons who undertake to Sell Cattle or Sheep, commonly called Sales-men, by Combining with Butchers and others, and Under-selling the Cattle or Sheep of their Employers, and by their Breaking and Running away with the Money the said Cattle or Sheep are Sold for, and by the great Interest the said Persons have in the said Markets with the Butchers and others, it is difficult for any Person to Sell his own Cattle or Sheep; but such Persons are under a necessity to Employ some of the said Sales-men.

And whereas by Opening the said Market of Smith-field at unreasonable Hours, and by Selling Cattle or Sheep in Winter Time before Day, very often Stolen Cattle or Sheep are Sold, and when once Wode out of the said Market it is hard to find them out; For Remedy whereof,

Be it Enacted by the Kings Most Excellent Majesty, by and, with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament Assembled, and by the Authority of the same, That from and after the first Day of February One thousand seven hundred and twenty three, the said Markets of Smith-field and all other Markets in this Kingdom for the Sale of Cattle or Sheep as aforesaid shall not be opened, or the Cattle or Sheep Exposed to Sale before the Hour of Six in the Morning from Lady-day till Michaelmas, nor before the Hour of Eight in the Morning from Michaelmas till Lady-day, at which Hours the Market Bells shall Tole to give Notice thereof, and that no Butcher or other Person shall Buy or Contract for Cattle or Sheep on the Road coming to Market within

Six Miles of such Market, but that all such Cattle or Sheep shall be publickly Sold in the said Markets after the Hours before mentioned, and that every Person or Persons acting contrary to the true intent and meaning of this Act, shall forfeit the Sum of Ten Pounds to be Paid to the Informer, and to be Recovered by Civil Bill in such Courts where Proceedings by Civil Bill may by Law be had and made, and that any Person or Persons taking upon him or them to Sell Cattle or Sheep in the said Market of Smith-field as a Sales-man as aforesaid, shall enter into, and give good and sufficient Security by way of Recognizance before the Lord Mayor of the City of Dublin for the Time being, to be approved of by the said Lord Mayor who is hereby Empowered to take the same in the Penalty of Five Hundred Pounds, which Recognizance shall be Lodged in the Chancery Office, to be Perused and made Use of as Occasion shall require, without Fee or Reward, and shall be made with Condition, That such Sales-Man or Sales-Wen, shall and will faithfully and Honestly Account for, and Pay such Sum or Sums of Money which he or they shall Sell any Cattle or Sheep for, which shall be sent to him or them to be Sold, and that such Sales-Wen shall make such Sale Publickly and Openly without Fraud or Deceit, and that any Person acting as a Sales-Man not having given such Security as is herein before Directed, shall for every such Offence forfeit the Sum of Ten Pounds to be Paid to the Informer, and to be Recovered in manner aforesaid.

And be it Enacted by the Authority aforesaid, That every such Sales-Man shall at the time that he shall Account with his Principal for any Cattle by him Sold, give a Note signed by him, in which shall be Inserted the Names of the Buyers of such Cattle, and the Sum or Sums of Money they were Sold for, And in Case the Owner or Owners of such Cattle shall think him or themselves Agrieved or Defrauded by the Sales-Wen, then it shall and may be Lawful to and for the Lord Mayor of the City of Dublin for the Time being, or any other Magistrate within the said City or Liberties thereof at the Request of the Parties Agrieved, to Summon the Buyers of such Cattle to hold, and to Examine on Oath such Buyers, or other Person or Persons as they shall think proper in Relation to the Sale of the said Cattle, and if upon Examination it shall be found that such Sales-man shall have committed any Fraud in not justly Accounting and Paying for such Cattle Sold as aforesaid, the Lord Mayor for the Time being, or other Magistrate is hereby required to Bind over such Sales-men to Appear in His Majesty's Court of Kings-Bench the first Day of the next following Term, or at the Quarter-Sessions for the City of Dublin, which shall first happen, in Order to be Prosecuted as a Common Cheat, and the Recognizance shall also be put in Suit against such Sales-man and his Sureties, for the making Satisfaction to the Party or Parties Agrieved for the Damages he or they shall by such Fraud have respectively Sustained, and such Sales-man shall Enter in a new Recognizance with like Sureties, and under the like Conditions, before he shall be permitted to Act as a Sales-man as aforesaid, under the like Penalties as are herein before Indited on a Person acting as a Sales-man without giving such Security.

Proscribed

Provided always, and it is the true intent and meaning of this Act, That nothing herein contained shall hinder or prevent any Person or Persons, or those whom he or they immediately employ, other than and except such Salesman as aforesaid from Selling his or their Cattle, without any the Restrictions aforesaid.

And be it further Enacted by the Authority aforesaid, That if any such Salesman or Salesmen as aforesaid, or any other Person Employed by them, shall use any means or Contrivance to hinder the Owner or Owners of Cattle, or his or their Servant or Servants from Selling his or their Own Cattle in the said Market, and the same shall be proved before the Lord Mayor of the City of Dublin for the time being, or such Magistrate as aforesaid, he or they shall for every such Offence forfeit the Sum of Forty Shillings, to be forthwith Levied by Distress and Sale of the Goods and Chattels of such Offender by Warrant of the said Lord Mayor, or other Magistrate as aforesaid, and Paid to the use of the Poor of the said City, returning the Overplus, and in default of Payment and of sufficient Distress, the Offender to be Publicly Whipt in the said Market, by Vertue of some Warrant under the Hand and Seal of the said Lord Mayor, or such Magistrate as aforesaid.

And whereas Butchers and other Persons Buying Cattle in the Country to carry to be Slaughtered, are often under a necessity to Hire Strangers to Drive the said Cattle, who for private Advantage offer Exchange and Dispose of some of the best of the said Cattle, and put much worse in their stead, and it is often practiced by Persons that Sell Parcels of Cattle to Butchers and others for Slaughtering, that they do after such Sale, Exchange part of the Cattle so Sold for those of a much less Value; For Remedy whereof,

Be it further Enacted by the Authority aforesaid, That if any such Person or Persons shall knowingly Exchange any such Cattle in manner as aforesaid, he or they shall be deemed a Common Cheat or Cheats, and shall Satisfie and Pay to the Party Agrieved Treble the Damages by him or her Sustained, to be Recovered by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at Dublin, wherein no Essoign, Protection or Wager of Law shall be allowed, nor any more than one Imparllance.

And whereas it often happens that Butchers and others Buying Sheep and Cattle from Graziers, notwithstanding they Agree to take the said Cattle away at a certain Day, yet leave them on the Graziers Hands for a considerable time longer, which not only prevents the Grazer from making Sale of his Cattle again, but likewise prevents their bringing Store Cattle in their room, to the great Damage of the Grazer; For Remedy whereof,

Be it further Enacted by the Authority aforesaid, That if any Butcher or other Person Buying Sheep or Cattle as aforesaid, shall leave them on the Grazer or Sellers Hands longer than Five Days after the time limited and appointed to take off such Sheep or Cattle, That then after the Expiration of the Five Days aforesaid, the Owner of such Sheep

or Cattle is hereby Empowered to Sell and Dispose of his said Sheep and Cattle again, and the Butcher or Buyer of such Cattle shall be obliged to Pay all Damages sustained by the said Owners of such Cattle on account of his or their not taking them away according to Agreement.

And be it further Enacted by the Authority aforesaid, That this Act shall be Publicly Read at the next Spring Quarter-Sessions of the Peace in the City of Dublin, and every County in this Kingdom.

Provided, That this Act shall stand and be in Force for the space of Two Years, and from thenceforth to the End of the next Session of Parliament, and no longer.

An ACT for the Relief of Insolvent Debtors.

C H A P. XI.

FORAS MUCH as great Numbers of Persons now de-
tained in Custody in Prison are Reduced to very great Poverty
through many Misfortunes that have attended them, whereby they
are Disabled from giving Satisfaction to their Creditors, and by being
detained in Prison are rendered Useless and a Burthen to this King-
dom.

Be it Enacted by the Kings Most Excellent Majesty, by, and with
the Advice and Consent of the Lords Spiritual and Temporal, and
Commons in this present Parliament Assembled, and by the Authority
of the same, That all Persons who were actually Confined in Prison
by legal Commitments or Process without Fraud or Collusion with
their Creditors or others, upon the Twenty fifth Day of March One
thousand seven hundred and twenty three, and who have ever since such
Commitment continued in Prison upon any Action or Actions, or Pelne
Process for Debt, or other Actions whatsoever which may become Judg-
ments, or who have Judgment or Judgments Entered upon Record
against them, or are Charged in Execution, or Imprisoned upon Attach-
ments for Debt, or other Action or Actions, or upon Outlawry or Out-
lawries before or after Judgment for Debt, Case or Trespas, or upon
any other Process whatsoever Issued out of any Court of Law or Equi-
ty for Debt, Damages or Costs, who shall take the Oath, and perform
all and singular Matters and Things herein after mentioned, shall and
may be Released and Discharged from their Imprisonment, and the Debts
owing by them in such manner as herein after is provided.

And be it Enacted, That it shall be Lawful for any Justice of the Peace
of any County, City, Town or Liberty within this Kingdom, by War-
rant under his Hand and Seal, to require the Sheriff or Sheriffs, Gaoler or
Gaolers, or Keeper of any Prison within his or their respective Juris-
dictions, to bring before the Justices of the Peace at the next Quarter-
Sessions for the respective County, City, Town or Liberty, the Body
of any Person being in Prison for Debt, or upon any other Action or Pro-
cess as aforesaid on the Day aforesaid, and who shall Petition such
Justice of the Peace to be Discharged, which Warrant every such Sher-
iff, Gaoler or Keeper is hereby Comanded to Obey under the Pain
and

and Forfeiture of Twenty Pounds Sterling, for every Delay, Neglect or Refusal to be Paid to the Prisoner Obtaining such Warrant, and to be Recovered of any such Sheriff, Gaoler or Keeper of any Prison, by Action of Debt, Bill, Plaint or Information, wherein no Essoign, Protection, or Wager of Law, or more than one Imparllance shall be allowed, and such Prisoner coming before such Justice of the Peace at the said Sessions shall in open Court Take and Sign an Oath to the Effect following.

I A. B. Do upon my Corporal Oath, in the presence of Almighty God, Solemnly Swear, Profess and Declare, That I am not worth in Land, Money, Stock, or any other Estate Real or Personal, in Possession, Reversion or Remainder, to the Value of Five Pounds Sterling in the whole, over and above the Effects contained in a Schedule now Delivered in by me, or sufficient to Pay the Debt or Damage for which I am Imprisoned, and that I have not Directly or Indirectly Sold, Leased, or otherwise Conveyed, Disposed of, or Intrusted all or any part of my Land, Money, Goods, Stock or Estate whereby to Secure the same, to receive or expect any Profit or Advantage thereof, or to Defraud or Deceive any Creditor or Creditors to whom I am Indebted, and that there are not, nor is to my Knowledge or Belief, any Lands, Tenements or Hereditaments, Goods, Chattels, Debt or other Interest whatsoever Assigned or Conveyed to any Person or Persons whatsoever in Trust for me or my Wife, or any Child, or any other Person which is any way Subject to my Order, or under my Power, or by which I am any way Intitled to any Benefit or Advantage other than what is contained in the said Schedule now delivered in by me, and that I was actually a Prisoner within the Prison of ~~at the Suit of~~ and have so continued until this Day.

So help me God.

And be it further Enacted by the Authority aforesaid, That the Justice of the Peace who shall grant such such Warrant for bringing such Prisoner before the Justices of the Peace at their next Sessions, shall without Fee or Reward give a Writing Importing Notice to the Creditor or Creditors under his Hand and Seal, That he has Granted such Warrant, and that the Prisoner has Petitioned him to be Discharged, and the said Summons or Notice shall be left with, or served upon such Person or Persons, his or their Executors, Administrators, Attorneys or Agents Lawfully Authorized, to be left at the Dwelling House or usual Place of Abode to whom the Prisoner shall stand Indebted, at least Twenty Days before such Quarter-Sessions, thereby appointing as well the said Persons as the said Prisoner to Appear before the Justices at the next General Sessions of the Peace to be held for the same County, City, Town or Liberty, and when it shall appear upon Oath before the said Justices, that the said Summons was so served or left Twenty Days or more before the said Sessions, and the said Oath taken by the said Prisoner be not Disproved by Good Testimony of any Credible Person upon Oath to be Administered by the said Justices of the Peace, then such Justices of the Peace in their said Sessions being Satisfied therewith, shall thereupon without Fee or Reward by their Warrant Command

Command the Sheriff, Goaler or Keeper of any Prison, to let at Liberty the Prisoner, Paying to the Marshal or Keeper of such Prisons where he is Confined, such Fees and such Sum for Lodging or Chamber Rent as by Law he is Intitled unto, which Warrant shall be a Discharge to the Sheriff, Goaler or Keeper of any Prison, and Indemnifie them against any Escapes.

And be it further Enacted by the Authority aforesaid, That no Prisoner that shall be Discharged by Vertue of this Act shall at any time hereafter be Imprisoned for any Debt, Damages or Costs, for which he, she or they were Committed to Prison before the Twenty Fifth Day of March One thousand seven hundred and twenty three, or for any Debt or Damages which he, she or they had Contracted, or were by him, her or them Owning and Due before the said Twenty Fifth Day of March, and that upon any Arrest for such Debt or Damages, it shall and may be Lawful to and for him, her or them, shewing a Duplicate of his, her or their Discharge, which he, she or they are to have without Fee to retain an Attorney to Appear for him, her or them, and file Common Bail only, and no more to be required to every Action, and Plead thereunto, that he, she or they were Discharged by Vertue of this Act, without setting forth any of the Matters and Things Required to be Performed by this Act, it being to be left to the Plaintiff to shew any Failure therein by his Replication if he shall think fit, so that the Plaintiff if he pleases may Recover and Enter up Judgment against such Prisoner, to be Executed and Liened upon the Lands, Tenements, Goods and Chatties of such Prisoner, (his or her Wearing Apparel and necessary Furniture for his or her Dwelling House, and the Furniture or necessary Tools for his or her Occupation, not exceeding in the whole five Pounds, and such Goods as he or she hath had or shall have upon Fifth Credit after such his or her Discharge only excepted;) but not upon his, her or their Person, which shall for ever hereafter be freed and Discharged from Imprisonment for any such Debt, Damages or Costs for which they were Confined, or which was Contracted, Due and Owning by them before the said Twenty Fifth Day of March.

And be it further Enacted, That if any Sheriff, Goaler or Keeper of any Prison, shall refuse or delay to bring the Prisoner to the Quarter Sessions in order to his Discharge, or Detain the Prisoner after he shall be Discharged (his Fees, Lodging or Chamber Rent being Paid as aforesaid) every such Sheriff, Goaler or Keeper of such Prison shall Forfeit and Pay the Prisoner Twenty Pounds, to be Recovered by Civil Bill before the Judge or Judges of Assize, or before such Judge or Kings Council as shall hold Sessions in the County of Dublin, or by Bill, Plaint or Information in any of his Majesties Courts, where no Escoign, Protection, or Wager of Law shall be allowed, and also shall be liable to such Fine not exceeding five Pounds, as the Justices of the Peace in their Discretion shall think fit to Impose.

And be it further Enacted by the Authority aforesaid, That upon any Action of Escape or other Suit to be brought against any Justice of the Peace, Sheriff, Goaler or Keeper of any Prison for doing their Office,

in pursuance of this Act, they may Plead the General Issue, and give this Act in Evidence, and if the Plaintiff be Non-suited, or shall Discontinue his Action, or Verdict pass against him, or Judgment to be given against him upon Demurrer, the Defendant shall have Treble Costs.

Provided, That the Discharge of any Person shall not Acquit any other jointly or severally Bound for the said Debt or Debts, or any part thereof, either as Principal or Security; but that every such Person or Persons shall be answerable for the said Debt or Debts and Damages, in such manner as they were before.

And be it further Enacted by the Authority aforesaid, That this Act shall not extend to Discharge any Person in Execution for any Fine on him or her Imposed for any Offence committed or done against the Kings Majesty.

Provided, That every Prisoner on Mesne Process if it shall be desired by any Creditor before the Justice of the Peace to whom the Prisoner shall Apply for his Discharge, shall forthwith give a Warrant to some Attorney to Appear and file Common Bail and receive a Declaration, and such Prisoner shall thereupon have the full Benefit of this Act as to the Liberty of his or her Person upon the said Mesne Process, and against any Judgment or Execution that shall be had against him or her in such Suit that shall be brought against him or her to all intents, as fully as if he or she had been charged in Execution the said Twenty fifth Day of March One thousand seven hundred and twenty three; but such Persons being in Prison upon such Mesne Process in such Case of Refusal to give such Warrant of Attorney, shall lose the Benefit of this Act.

And be it Enacted by the Authority aforesaid, That every Prisoner before he or she shall be Discharged, shall make Oath before such Justice of the Peace to whom the Prisoner shall apply for his Discharge of what Effects are belonging to him or her, or in Trust for him or her, or over which he or she hath any Power, or out of which he or she is Intitled to any Advantage or Benefit either in Law or Equity, and of what Debts are owing to him or her, and by whom and for what Cause, and upon what Security, and shall make a Schedule thereof in the presence of the Justices, and Subscribed by the Prisoner, which shall be Returned by the Justices to the next Sessions, there to Remain for the better Information of the Creditors of such Prisoner; And also, shall be obliged before his Discharge to Assign such Debts or Securities to the Clerk of the Peace of such County, City, Town or Liberty where he or she shall be Discharged, in Trust and to the sole Use and benefit of his or her Creditors, they Indemnifying such Clerk of the Peace from all Costs and Charges in Law and Equity, by Virtue of which Assignment, all such Debts and Securities shall be actually Vested in such Clerk of the Peace subject to such Trust as aforesaid, and the said Creditors or such of them as will join, may thereupon Sue for such Debts, or so much thereof as will reasonably satisfy them in the Name of such Clerk of the Peace, and after the same shall be Recovered and Received, shall render the Overplus to the Prisoner, such Clerk of

of the Peace being first Indemnified, and the Debts and Charges of such Creditors first Deducted.

And be it Enacted by the Authority aforesaid, That any Person who shall be Discharged by this Act having taken the above mentioned Oath, and shall hereafter be Lawfully Convicted by Indictment, that he, she or they have not fully and truly Discovers, Disclosed and Inferred in the Schedule Delivered in and Signed by them at the time of their Discharge, all their Goods, Wares, Merchandizes, Money, Effects, Estate Real or Personal, whether in Possession, Reversion or Remainder, to the best of his, her or their Knowledge, as is, in and by the Oath above mentioned more fully Expressed, shall suffer as a Felon without Benefit of Clergy.

Provided always, and be it Enacted by the Authority aforesaid, That if any Person or Persons shall by reason of this Act incur the Penalty of Felony, that then such Felons Goods and Estate shall go to, and be Divided amongst his Creditors, any Law, Usage or Custom to the contrary notwithstanding.

And for the better Discovery of all such Prisoners Estate,

Be it Enacted by the Authority aforesaid, That all and every Person and Persons who shall have accepted of any Trust or Trusts, and Conceal and Protect any Estate Real or Personal of any Prisoner Discharged by this Act as aforesaid, from his, her or their Creditors, and shall not within Ten Days after Notice thereof given in Writing by any Creditor or Creditors of such Prisoner, Discover and Disclose such Trust and Estate by Notice in Writing, to be Filed with the Clerk of the Peace of such County, City, Town or Liberty where such Prisoner was Discharged by this Act, and thereby fully setting forth all the said Estate whether Real or Personal so Intrusted with him or them, shall for every such Default or wilful Omission, Forfeit the Sum of Twenty Pounds, and double the Value of the Estate either Real or Personal so concealed to and for the Use and Benefit of the said Creditors, to be recovered by Action of Debt at the Expence of the Creditors, in any of His Majesties Courts of Record, in the Name of such Clerk of the Peace for the County, City, Town or Liberty to whom the Prisoner had Assigned all his Effects as delivered in his Schedule as aforesaid, in which Case, Costs shall be allowed to either Party as in other Cases is used.

Provided always, That no Person who shall stand Charged in Execution, or be in Custody on Mesne Process at the Suit of any one Person for more than Two Hundred Pounds Principal Money really Due, or at the Suit of several Persons for more than Four Hundred Pounds Principal Money really Due, shall be Discharged by Virtue of this Act, any thing to the contrary thereof notwithstanding.

Provided always, and be it further Enacted by the Authority aforesaid, That nothing herein contained shall Extend or be Construed to Extend to give any Benefit, Ease, Discharge or Release to Daniel Donnelly late of the City of Dublin, Sadler, or Paul alias Walter Bailly now Prisoners in the Custody of the Marshal of the Four-Courts, who have severally Imposed notoriously on, and wilfully Defrauded their Creditors.

Provided also, and be it further Enacted by the Authority aforesaid, That this Act, or any thing therein contained shall not extend unto the Release

Release or Discharge of Thomas Grace now in Custody of the Marshal of the Four-Courts Dublin, at the Suit of the Executors of Henry Luttrell Esquire, Deceased; but that the said Thomas Grace shall be and continue in Goal or safe Custody, as if this Act had never been made.

Prohibited also, That nothing herein contained shall Extend, or be Deemed, Construed or Taken to Extend to give any Benefit, Ease, Discharge or Release to any Person or Persons whatsoever now in Custody of any Marshal or Goaler within this Kingdom of Ireland, at the Suit of any Person or Persons, Bodies Corporate or Politick, for Rent or Arrears of Rent which became Due and Payable out of any Lands, Tenements or Hereditaments, were he, she or they owing such Rent or Arrears of Rent, or any other Person or Persons deriving by, from, or under him, her or them, is, or are in Possession of all, or any of such Lands, Tenements or Hereditaments, or to any Person or Persons now in Custody at the Suit of any Person or Persons, Bodies Corporate or Politick, for any Pain or Assault, or for any Publick Money Received by any Person or Persons whatsoever now in Custody for the same.

F I N I S.